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TUESDAY, SEPTEMBER 7, 1976 — 2:15 P.M.

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Tuesday, September 7, 1976 — 2:15 p.m.

In meeting of the Board of Supervisors, San Francisco, Tuesday, September 7, 1976, 2:15 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Francois, Pelosi, Tamaras, von Beroldingen—5.

Quorum present.

President Kopp presiding.

Supervisor Feinstein had requested permission to be excused.

No objection.

Supervisor Pelosi excused (on leave of absence)

Supervisor Tamaras excused (on leave of absence)

Supervisor Francois noted present at 2:20 p.m.

Supervisor von Beroldingen noted present at 8:20 p.m.

COMMUNICATIONS

The Clerk read a letter from his Honor, Mayor George R. Moscone, advising of the suspension from office of Joseph P. Mazzola, Airports Commissioner.

MOTION TO SET HEARING DATE

Supervisor Gonzales, seconded by Supervisor Nelder, moved to set September 15, 1976, at 7 p.m. in the Legislative Chambers as the time and place for hearing charges against Joseph P. Mazzola, Airports Commissioner.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted

Resolution adopting procedure to be followed in proceedings for removal from office of a member of the Airports Commission.

Supervisor Kopp presented; and seconded by Supervisor Francois, moved adoption.

File 478-76-1, Resolution No. 686-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Temporarily Postponed

Resolution authorizing the Clerk of the Board of Supervisors to issue subpoenas in the name of the Board in the matter of suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner confirming existing subpoenas.

Supervisor Kopp presented:

File 478-76-2, Resolution No.

Motion to Amend

Supervisor Francois, seconded by Supervisor Nelder, moved amendment to add: "Further Resolved, That all objections to the issuance and scope of any subpoena or subpoena duces tecum shall be resolved by the Board of Supervisors at the hearing on the proceedings in question."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

There being no objection, on motion of Supervisor Gonzales, seconded by Supervisor Francois, the matter was temporarily postponed.

Continued to recessed meeting of September 8, 1976. See *infra*.

Adopted

Motion authorizing Clerk of the Board of Supervisors to engage the services of a court reporter in the matter of hearings on suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner.

Supervisor Kopp presented:

File 478-76-3

There being no objection, on motion of Supervisor Francois the motion was amended to delete "a court reporter" and substitute "court reporters".

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

TAKEN UP OUT OF ORDER

Adopted as Amended

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Francois, the rules were suspended in order that the following recommendation of the Finance Committee might be taken up out of order:

Motion—requesting the Mayor to suspend the provisions of Charter Section 6.208 which requires the Board of Supervisors to levy a tax on or before the 15th day of September.

File 74-76-4

Supervisor Barbagelata, seconded by Supervisor Francois moved to amend by changing "October 15, 1976" to "October 12, 1976".

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Motion Adopted

Authorizing and directing the Clerk of the Board of Supervisors to initiate an emergency request for supplemental appropriation in the amount of \$80,000 to provide funds for study of the Department of Social Services operations to be conducted for the Bureau of the Budget.

Supervisor Barbagelata presented:

File 69-76-11

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Hearing Held**SPECIAL ORDER — 2:00 P.M.**

Hearing of all persons interested in the proposed amendment to the Redevelopment Plan for the Yerba Buena Center Approved Redevelopment Project Area.

File 91-76-2

Motion to Sit as Committee of the Whole

Supervisor Molinari, seconded by Supervisor Francois moved that the Board sit as a Committee of the Whole.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

The privilege of the floor was granted to the following:

Mr. William Mason

Mr. Douglas Engmann

Mr. Dennis Kent

Mr. Stephen Dutton

There being no other persons desiring to speak, the Chair declared the hearing concluded.

Motion to Rise and Report

Supervisor Mendelsohn, seconded by Supervisor Gonzales, moved that the Committee of the Whole rise and report without recommendation.

No objection; motion carried.

Thereafter, the members were reconstituted as a Board of Supervisors.

Passed for Second Reading

The following presented by the Clerk was taken up:

Ordinance amending Ordinance No. 98-66 as amended, approving the Redevelopment Plan for the Yerba Buena Center Approved Redevelopment Project Area by amending said Plan.

File 91-76-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Rescission of Action

There being no objection, on motion of Supervisor Francois, seconded by Supervisor Barbagelata, moved rescission of the previous action.

Supervisor Molinari, seconded by Supervisor Mendelsohn moved continuation until September 13, 1976.

Motion refused adoption by the following vote:

Ayes: Supervisors Mendelsohn, Molinari—2.

Noes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder—5.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Passed for Second Reading

Thereafter the roll was called and the measure was passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

UNFINISHED BUSINESS

Finally Passed

The following from Finance Committee without recommendation was taken up:

Ordinance amending Annual Appropriation Ordinance 1976-77 to adjust clerical errors in Salary Standardization Ordinance 1976-77.

File 101-76-22, Ordinance No. 373-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

Ordinance amending Annual Salary Ordinance 1976-77, various departments, by correcting rates of pay for certain classifications to conform with corrections made in Salary Standardization Ordinance 1976-77; companion measure to File 101-76-22.

File 102-76-28, Ordinance No. 377-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

The following recommendations of the Finance Committee were taken up:

Ordinance appropriating \$49,448, Civil Service Commission, Municipal Employees Relations Panel, operation and equipment; rescinding \$49,448, Municipal Employees Relations Panel, operation and equipment, to effect a transfer of function between the departments.

File 101-76-18, Ordinance No. 372-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

Ordinance amending Annual Salary Ordinance 1976-77, Section 165010, Public Defender, reflecting the establishment of one new classification with salary schedule and the reallocation of one position.

File 102-76-25, Ordinance No. 376-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

Ordinance appropriating \$30,700, Public Works, Architecture, for capital improvement to Civic Auditorium and Brooks Hall Convention facilities.

File 101-76-23, Ordinance No. 374-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

Ordinance authorizing settlement of litigation of various plaintiffs against the City and County.

File 45-76-21, Ordinance No. 360-76

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 646 397	Holly C. Turner, a minor and Hazel E. Turner, a minor, by Glenn A. Turner, a guardian ad litem; Glenn A. Turner	\$42,000)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Finally Passed

The following recommendations of Legislative and Personnel Committee were taken up.

Ordinance amending Ordinance No. 97-76 (Salary Standardization Ordinance 1976-77, Charter Section 8.401) by correcting clerical errors in Section XIV of the Administrative Provisions by adding new schedules of compensation and by correcting clerical errors in establishing the rates of pay for various classifications.

File 106-76-12, Ordinance No. 378-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance amending Ordinance No. 97-76 (Salary Standardization Ordinance 1976-77, Charter Section 8.401) by correcting clerical error in establishing rate of pay for Class 5228 Assistant Traffic Engineer.

File 106-76-14, Ordinance No. 379-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Finally Passed

The following recommendations of Streets and Transportation Committee were taken up:

Ordinance accepting various streets for maintenance and repair.

File 9-76-3, Ordinance No. 369-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance accepting portions of Maloney Street and O'Doul Lane for maintenance and repair.

File 9-76-4, Ordinance No. 370-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance accepting portions of Hudson Avenue and Whitney Young Circle for maintenance and repair.

File 9-76-5, Ordinance No. 371-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

NEW BUSINESS

Passed for Second Reading

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$549,736, District Attorney, Family Support Bureau, permanent salaries and revolving fund; rescinding \$745,551, permanent salaries and mandatory fringe benefits for the abolishment of 65 positions and creation of 51 positions.

File 101-76-17

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 141011, District Attorney, Family Support Bureau, reflecting the establishment of 6 new classifications, abolishment of 65 positions, and addition of 51 positions; companion measure to File 101-76-17.

File 102-76-26

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance appropriating \$28,586,250, Public Works, Engineering, for construction of channel pump station.

File 101-76-20

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance appropriating \$8,392, War Memorial, permanent salaries for reclassification of one position; rescinding \$9,395, permanent salaries and mandatory fringe benefits.

File 101-76-21

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 691010, War Memorial, reflecting the reclassification of one position; companion measure to File 101-76-21.

File 102-76-13

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance appropriating \$28,861, Mayor rescinding \$29,106, permanent salaries and related mandatory fringe benefits for the reclassification of three positions.

File 101-76-24

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 151010, Mayor, reflecting the reclassification of two positions; companion measure to File 101-76-24.

File 102-76-10

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 151010, Mayor, establishing one new classification of Assistant to the Director of Information; companion measure to File 101-76-24.

File 102-76-30

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance authorizing acquisition of certain real property from Macor, Inc. for expansion of the Southeast Water Pollution Control Plant and dismissal of litigation.

File 470-75-10

1625 Evans Avenue, Assessor's Block 5234, for \$720,000.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted

Resolution approving immediate filling of vacated position of 1414 Elections Supervisor, Registrar of Voters, Department of Finance and Records.

File 31-76-39, Resolution No. 727-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Resolution approving immediate filling of vacated position of 1446 Senior Clerk Stenographer, Real Estate.

File 31-76-41, Resolution No. 728-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Resolution accepting gift of \$7,000 from the Zellerbach Family Fund for the Thirtieth Annual Art Festival.

File 38-76-39, Resolution No. 730-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Resolution accepting gifts of \$10,000 from the Zellerbach Foundation and \$7,500 from the Van Loben Sels Foundation for use by the Department of Public Health. (Supervisor von Beroldingen)

File 38-76-41, Resolution No. 731-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted as Amended

The following from Finance Committee without recommendation was taken up:

Resolution authorizing the Mayor to apply for, accept and expend Federal funds for a Comprehensive Manpower Program for the period October 1976 through September 1977.

File 68-76-31, Resolution No. 729-76

Supervisor Barbagelata, seconded by Supervisor Molinari, moved to amend by adding the following: "FURTHER RESOLVED, That the amount of money in question for truck driver training school shall be retained but that the award of contracts for the operation of such truck driver training shall be postponed for a period of 60 days, to allow time for a complete audit and investigation of San Francisco O.M.I. Truck Company, Incorporated and for reorganization of the Board of Directors of that organization." Also delete the word "expend".

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted

The following recommendations of Finance Committee were taken up:

Resolution authorizing the Mayor to apply for, accept and expend funds from various organizations for establishment of an Office of Alternative Funding and Technical Assistance.

File 68-76-39, Resolution No. 734-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

Resolution ordering annual audit of Controller's Books.

File 95-76-2, Resolution No. 735-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Gonzales, Pelosi, Tamaras, von Beroldingen—5.

Resolution declaring intention of the Board of Supervisors to broaden scope of annual audit of Controller's Books to include review of internal control of all City departments, and enter into a one-year contract with an accounting firm; rescinding Resolution No. 293-71.

File 95-76-3, Resolution No. 736-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras, von Beroldingen—5.

Resolution authorizing the City and County to apply for the designation of neighborhood preservation areas by the California Housing Finance Agency (Upper Ashbury RAP area).

File 181-76-7, Resolution No. 737-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Resolution authorizing the Assessor to execute contract with the State Board of Equalization for auditing services, not to exceed \$18,000.

File 455-76, Resolution No. 740-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Passed for Second Reading**Ordinance authorizing settlement of litigation of various plaintiffs against the City and County**

File 45-76-20, Ordinance No.

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
USDC		
C 75 0056 SAW	Johnnie Mae Coles and Patricia Coles McDougal	\$1,250
SC 658 807	Allan Obie Benz (\$1,000) Hugh Romney (\$3,000)	4,000
687 799	Michael Loftin	200
659 970	Margaret Rojo	1,250
653 956	Consuelo G. Torres	7,500)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Suspension of Rules

There being no objection, on motion of Supervisor Kopp, seconded by Supervisor Mendelsohn, the rules were suspended to take up the following:

Resolution expressing opposition to SB 1512 and requesting the Governor to veto SB 1512.

Supervisor Kopp presented, and seconded by Supervisor Mendelsohn, moved adoption.

File 12-76-83, Resolution No. 692-76

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Thereafter the Board resumed consideration of recommendations of Finance Committee.

Adopted**Resolution approving compromise of claim of various plaintiffs against the City and County.**

File 48-76-15, Resolution No. 732-76

<i>(Claimant</i>	<i>Settlement</i>
Bonnie G. Le Cadre	\$1,762.00
Donald E. Lee	909.15
United States Department of the Army	788.10)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Passed for Second Reading as Amended

The following from Finance Committee without recommendation was taken up:

Ordinance ordering City Attorney to settle (a) Knoff-cases and (b) the attorneys' fee liability with respect thereto.

File 428-76-1, Ordinance No.

There being no objection, on motion by Supervisor Francois, seconded by Supervisor Molinari, the measure was amended to change "36" to "38".

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Adopted

The following recommendations of Finance Committee were taken up:

Resolution authorizing the Juvenile Court to apply for and accept funds from the Office of Criminal Justice Planning, for a project entitled "Log Cabin Ranch Vocational and Guidance Program."

File 220-76-2, Resolution No. 738-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Consideration Continued

Ordinance amending Annual Appropriation Ordinance, 1976-77; giving effect to revenue changes pursuant to Char-

ter Section 6.208, adjusting appropriations to provide for changed employee retirement rates; adjusting the Fine Arts Museum's appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for the Bay Area Air Pollution Control District; for the Bay Area Sewage Service Agency; for salary adjustments of employees in the Municipal Court and Superior Court; for County share, Medi-Cal; for County share, State Supplementary Program; adjusting appropriations for the Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for street cleaning; as a prerequisite to levy of a tax pursuant to Charter Section 6.208.

File 101-76-26, Ordinance No.

Supervisor Gonzales, seconded by Supervisor Molinari, moved that the measure be continued to September 13, 1976.

Motion to continue consideration to September 13, 1976, adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Passed for Second Reading

Ordinance amending Annual Salary Ordinance, 1976-77, Section 155010, Municipal Court, to provide a salary increase for 0350 Court Reporter; effective July 1, 1976.

File 102-76-27, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance amending Annual Salary Ordinance 1976-77, Section 179100, Superior Court, to provide a salary increase for 0710 Phonographic Reporter and providing intermediate salary increments for other Superior Court classes; effective July 1, 1976.

File 102-76-24, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance providing revenue and levying taxes in the amount of \$.60 for San Francisco Community College District purposes for the fiscal year ending June 30, 1977.

File 74-76-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Ordinance providing revenue and levying taxes in the amount of \$3.74 for San Francisco Unified School District purposes for the fiscal year ending June 30, 1977.

File 74-76-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Rescission of Vote and Temporarily Postponed

Supervisor Molinari, seconded by Supervisor Gonzales, moved to rescind the vote on Files 74-76-1 and 74-76-2.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder—7.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

The following from Finance Committee with recommendation "Do Not Pass" was taken up.

Motion authorizing ballot argument favoring Proposition "A", the \$240 Million Sewer Bond Issue.

File 422-76-1

Amendment of the Whole was presented by Mr. Sklar

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Francois, the Amendment of the Whole was adopted.

Motion to Amend Failed

Supervisor Nelder moved, seconded by Supervisor Francois to change the word "will" to "may", on lines 7 and 11.

Motion refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder—5.

Noes: Supervisors Mendelsohn, Molinari—2.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Motion to Amend

There being no objection, on motion by Supervisor Francois, seconded by Supervisor Nelder, amendment to change "will" to "could" on lines 7 and 11 was passed.

Motion to Amend Failed

Motion by Supervisor Barbagelata, seconded by Supervisor Gonzales to change "will" on line 16 to "could".

Motion refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder—5.

Noes: Supervisors Mendelsohn, Molinari—2.

Absent: Supervisors Feinstein, Pelosi, Tamaras, von Beroldingen—4.

Temporarily Postponed

On motion by Supervisor Barbagelata, seconded by Supervisor Nelder, the foregoing measure, File 422-76-1, was temporarily postponed, by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder—6.

Absent: Supervisors Feinstein, Gonzales, Pelosi, Tamaras, von Beroldingen—5.

RECESS

There being no objection, on motion of Supervisor Francois, seconded by Supervisor Molinari, the Board recessed at the hour of 5:30 p.m.

RECONVENTION

The Board, at the hour of 8:20 p.m. reconvened.

CALLING THE ROLL

The roll was called and the following supervisors were noted present:

Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Feinstein, Pelosi, Tamaras—3.

Suspension of Rules

There being no objection, on motion of Supervisor Mendelsohn, seconded by Supervisor Francois, the rules were suspended in order to consider the following:

Request Granted

Supervisor Mendelsohn requested that a letter be sent to the City Attorney requesting legislation be prepared to require a periodic review of the continued need and justification for all agencies of the City and County of San Francisco government, such legislation to be modeled upon "sunset laws" as passed by the States of Colorado and Florida, and as currently being considered by the U. S. Senate. (S. 2925).

No objection; Clerk directed to comply.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Tabled

Motion authorizing ballot argument opposing Proposition "T", Initiative Charter Amendment. (Submitted by San Francisco Council of Merchants.)

File 115-76-2.2

On motion of Supervisor Molinari, seconded by Supervisor Mendelsohn, the measure was tabled by the following vote:

Ayes: Supervisors Francois, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—6.

Noes: Supervisors Barbagelata, Gonzales—2.

Absent: Supervisors Feinstein, Pelosi, Tamaras—3.

Tabled

Motion authorizing ballot argument opposing Proposition "T", Initiative Charter Amendment. (Submitted by James Lee)

File 115-76-2.1

On motion of Supervisor Molinari, seconded by Supervisor Mendelsohn, the motion was tabled by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Feinstein, Pelosi, Tamaras—3.

Adopted

Motion authorizing ballot argument favoring Proposition "T", Initiative Charter Amendment creating eleven super-

visorial districts for the purpose of electing members of Board of Supervisors by district. (Submitted by San Franciscans for District Elections)

File 115-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—7.

No: Supervisor Barbagelata—1.

Absent: Supervisors Feinstein, Pelosi, Tamaras—3.

Motion Failed

Supervisor Francois, seconded by Supervisor Nelder, moved to add a disclaimer to ballot arguments to read: "The vote of the Board of Supervisors to place this argument before the electorate does not necessarily represent the endorsement of those supervisors voting in favor of submission of the ballot argument."

Motion failed by the following vote:

Ayes: Supervisors Francois, Gonzales, Mendelsohn, von Beroldingen—4.

Noes: Supervisor Barbagelata, Kopp, Molinari, Nelder—4.

Absent: Supervisors Feinstein, Pelosi, Tamaras—3.

Motion Adopted

Supervisor von Beroldingen, seconded by Supervisor Mendelsohn moved to add to all free ballot arguments the following: "The action of the Supervisors in submitting this argument does not necessarily constitute an endorsement of same by the Board of Supervisors".

Motion adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—7.

No: Supervisor Barbagelata—1.

Absent: Supervisor Feinstein, Pelosi, Tamaras—3.

The following recommendation of Legislative and Personnel Committee was taken up:

Adopted

Motion authorizing ballot argument opposing Proposition "T", Initiative Charter Amendment. (Submitted by 9 Board members)

File 115-76-2

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—7.

No: Supervisor Gonzales—1.

Absent: Supervisor Feinstein, Pelosi, Tamaras—3.

The following from Legislative and Personnel Committee without recommendation was taken up:

Consideration Continued

Ordinance amending the Administrative Code by amending Section 16.213 thereof, relating to unfair labor practices.

File 180-76-1, Ordinance No.

Supervisor Nelder, seconded by Supervisor Molinari, moved that consideration of the measure be continued to September 13, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted

Resolution ordering consolidation of District Election of Rapid Transit District in San Francisco with General Election to be held on November 2, 1976.

File 441-76, Resolution No. 739-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

Motion authorizing ballot argument favoring Proposition "B", proposed Charter amendment providing for disciplinary action against striking employees other than members of Police and Fire Departments.

File 346-76-1

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Tabled

Motion authorizing ballot argument favoring Proposition "B".

File 346-76-1.1

Supervisor Molinari, seconded by Supervisor Nelder, moved that measure be tabled.

Motion to table adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

Motion Failed

Motion authorizing ballot argument opposing Proposition "B" (Submitted by San Francisco Labor Council)

File 346-76-2

Motion failed by the following vote:

Ayes: Supervisors Gonzales, Kopp, Nelder—3.

Noes: Supervisors Barbagelata, Francois, Molinari, von Beroldingen—4.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

The following recommendation of Finance Committee was taken up:

Adopted as Amended

Resolution authorizing the transfer of (((\$403,740)) \$402,213 in Rehabilitation Assistance Program funds to allow for the extension of the Federally Assisted Code Enforcement Program for a five-month period (September 1976 through January 1977); providing for related revisions in the 1976 Community Development Program expenditure schedules.

File 391-76-2, Resolution No. 756-76

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved to amend by deleting "\$403,740" and substituting "\$402,213".

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Pelosi, Tamaras—4.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted as Amended

Motion authorizing ballot argument favoring Proposition "C", proposed Charter amendment pertaining to dismissal of employees for cause. (Submitted by Supervisor Kopp)

File 340-76-1

Supervisor Molinari, on behalf of Supervisor Kopp, presented Amendment of the Whole.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted

Motion authorizing ballot argument favoring Proposition "D", proposed Charter amendment pertaining to definition of prevailing rates of pay. (Submitted by Supervisor Barbagelata)

File 341-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Adopted

Supervisor Mendelsohn dissenting in Committee

Motion authorizing ballot argument opposing Proposition "D". (Submitted by San Francisco Labor Council)

File 341-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee without recommendation was taken up:

Tabled

Motion authorizing ballot argument favoring Proposition "E", proposed Charter amendment pertaining to certification of eligibles by Civil Service Commission to provide for selection of one out of three top eligibles. (Submitted by League of Women Voters)

File 94-76-1

On motion of Supervisor Molinari, seconded by Supervisor Gonzales, the motion was tabled by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as Amended

Motion authorizing ballot argument favoring Proposition "E".

File 94-76-1.1

Supervisor Molinari presented amendment of the whole.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Tabled

Motion authorizing ballot argument opposing Proposition "E". (Submitted by Michael Hebel, Police Officers' Association)

File 94-76-2.1

On motion by Supervisor Molinari, seconded by Supervisor Francois, the motion was tabled by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument opposing Proposition "E". (Submitted by Daniel Salomon, President, Civil Service Commission)

File 94-76-2.2

On motion by Supervisor Molinari, seconded by Supervisor Francois, the motion was tabled by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument opposing Proposition "E". (Submitted by San Francisco Labor Council)

File 94-76-2.3

On motion by Supervisor Molinari, seconded by Supervisor Francois, the motion was tabled by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted

Motion authorizing ballot argument favoring Proposition "F", proposed Charter amendment relating to examination of Civil Service applicants for positions in mechanical trades and occupations. (Submitted by Supervisor Kopp)

File 338-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument favoring Proposition "G", proposed Charter amendment providing Civil Service status for attorneys. (Submitted by Municipal Attorneys' Association)

File 337-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Adopted

Motion authorizing ballot argument opposing Proposition "G". (Submitted by John Riordan)

File 337-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted

Motion authorizing ballot argument favoring Proposition "H", proposed Charter amendment providing for appointment of two undersheriffs by the Sheriff. (Submitted by Sheriff Hongisto)

File 307-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as Amended

Motion authorizing ballot argument opposing Proposition "H". (Submitted by Supervisor Kopp)

File 307-76-2

Supervisor Molinari, on behalf of Supervisor Kopp, presented an amendment of the whole.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted

Motion authorizing ballot argument favoring Proposition "I", proposed Charter amendment to exempt from Civil Service provisions of the Charter, positions of heads of departments, assistant heads of departments and heads of major bureaus. (Prepared in and reported out by Committee)

File 80-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as Amended

Motion authorizing ballot argument opposing Proposition "I". (Submitted by Supervisor Kopp)

File 80-76-2

Supervisor Molinari, seconded by Supervisor Francois, moved to amend by deleting the last line "Don't let City Hall Become Tammany Hall!"

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Tabled

Motion authorizing ballot argument opposing Proposition "I". (Submitted by San Francisco Labor Council)

File 80-76-2.1

On motion by Supervisor Molinari, seconded by Supervisor von Beroldingen, the motion was tabled by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendation from Legislative and Personnel Committee was taken up:

Adopted

Motion authorizing ballot argument favoring Proposition "J". proposed Charter amendment pertaining to Civil Service positions to provide for filling of positions by private contract under certain conditions. (Submitted by Supervisor Barbagelata)

File 290-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Adopted

Motion authorizing ballot argument opposing Proposition "J". (Submitted by San Francisco Labor Council)

File 290-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted

Motion authorizing ballot argument favoring Proposition "K", proposed Charter amendment increasing membership of Art Commission from 10 to 12 members. (Submitted by the Mayor, et al.)

File 433-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument favoring Proposition "L", proposed Charter amendment relating to retirement benefits of miscellaneous officers and employees and members of Police and Fire Departments hired after November 1, 1976. (Submitted by Supervisor Barbagelata)

File 343-76-3

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument favoring Proposition "M", proposed Charter amendment to empower Board of Supervisors to amortize over a 20-year period certain liabilities of City and County for benefits under Retirement System. (Prepared in and reported out of Committee)

File 311-75-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up.

Adopted as Amended

Motion authorizing ballot argument opposing Proposition "M". (Submitted by Supervisors Kopp and Nelder)

File 311-75-2

Supervisor Molinari, on behalf of Supervisor Kopp, presented an amendment of the whole.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted

Motion authorizing ballot argument favoring Proposition "N", proposed Charter amendment providing run-off election of office of Mayor on second Tuesday of next ensuing December. (Prepared in and reported out of Committee)

File 96-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument favoring Proposition "O", proposed Charter amendment to enable majority of Board of Supervisors to submit to voters additional rates of compensation above those adopted by Board in event an agreement cannot be reached through meet-and-confer process. (Submitted by 11 Board members)

File 222-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Adopted

Motion authorizing ballot argument opposing Proposition "O", (Submitted by San Francisco Labor Council)

File 222-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendations of Legislative and Personnel Committee were taken up:

Adopted as Amended

Motion authorizing ballot argument favoring Proposition "P", proposed Charter amendment pertaining to revenue bonds to provide for voter approval by majority vote. (Submitted by Supervisors Kopp and Molinari)

File 336-76-1

Supervisor Molinari, seconded by Supervisor Nelder, presented Amendment of the Whole.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Adopted as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument favoring Proposition "Q", policy declaration relating to acquisition of low-rent housing projects. (Submitted by the Mayor, et al.)

File 426-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel committee without recommendation was taken up:

Refused Adoption

Motion authorizing ballot argument opposing Proposition "Q". (Submitted by James Lee)

File 426-76-2

Refused adoption by the following vote:

Noes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Legislative and Personnel Committee with recommendation "Do Not Submit" was taken up:

Adopted

Motion authorizing ballot argument favoring Proposition "R", policy declaration relating to project requested by residential neighborhoods intended to impede the flow of traffic by the use of barriers and other physical means of control. (Submitted by N. Arden Danekas)

File 424-76-1

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendation of Legislative and Personnel Committee was taken up:

Adopted

Motion authorizing ballot argument opposing Proposition "R". (Submitted by 4 Board members)

File 424-76-2

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following recommendations of Finance Committee were taken up:

Rereferred to Committee

Ordinance providing revenue and levying taxes in the amount of \$.60 for San Francisco Community College District purposes for the fiscal year ending June 30, 1977.

File 74-76-1, Ordinance No.

Supervisor Molinari, seconded by Supervisor Gonzales, moved to re-refer to Committee.

Rereferred to Committee by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Ordinance providing revenue and levying taxes in the amount of \$3.74 for San Francisco Unified School District purposes for the fiscal year ending June 30, 1977.

File 74-76-2, Ordinance No.

Rereferred to Committee by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

The following from Finance Committee without recommendation was taken up:

Ordinance providing revenue and levying taxes in the amount of \$8.64 for City and County purposes for fiscal year ending June 30, 1977.

File 74-76-3, Ordinance No.

Rereferred to Committee by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Request Granted

Supervisor von Beroldingen requested that the Clerk write a letter to the Board of Education and the Community College

District requesting their cooperation in re-examining their budget with a view to reducing same.

Clerk directed to comply.

Rescission of Action

Rereferred to Committee

There being no objection, on motion of Supervisor Gonzales, seconded by Supervisor von Beroldingen the following recommendation of Finance Committee, heretofore considered and continued for one week, was taken up:

Ordinance amending Annual Appropriation Ordinance, 1976-77; giving effect to revenue changes pursuant to Charter Section 6.208, adjusting appropriations to provide for changed employee retirement rates; adjusting the Fine Arts Museum's appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for the Bay Area Air Pollution Control District; for the Bay Area Sewage Service Agency; for salary adjustments of employees in the Municipal Court and Superior Court; for County share, Medi-Cal; for County share, State Supplementary Program; adjusting appropriations for the Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for street cleaning; as a prerequisite to levy of a tax pursuant to Charter Section 6.208.

File 101-76-26, Ordinance No.

Supervisor Gonzales, seconded by Supervisor von Beroldingen, moved to rescind the vote by which the measure was continued one week and to re-refer to Finance Committee.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Consideration Temporarily Postponed

On motion by Supervisor Molinari, seconded by Supervisor Francois, the following measures were temporarily postponed by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion authorizing ballot argument favoring Proposition "A", the \$240 Million Sewer Bond Issue.

File 422-76-1

Motion authorizing ballot argument opposing Proposition "A", the \$240 Million Sewer Bond Issued. (Submitted by Supervisor John J. Barbagelata)

File 422-76-2

Motion authorizing ballot argument opposing Proposition "A", the \$240 Million Sewer Bond Issue. (Submitted by Paul D. Berrigan)

File 422-76-2.1

Referred to Committee

The following appearing on the Emergency Calendar were taken up:

Ordinance appropriating \$20,912, Civil Service Commission, for Police and Fireman examination, pursuant to the provisions of Section 6.306 of the Charter; an emergency measure.

File 101-76-29, Ordinance No.

Referred to Finance Committee.

Ordinance appropriating \$263,569, Public Health, Security Ward at SFGH, for the creation of 17 positions and related mandatory fringe benefits, in accordance with court order and pursuant to the provisions of Section 6.306 of the Charter; an emergency measure.

File 101-76-20, Ordinance No.

Referred to Finance Committee.

Amending Annual Salary Ordinance, 1976-77, Public Health, Security Ward at SFGH, reflecting the creation of 17 positions; an emergency measure.

File 102, 76-35, Ordinance No.

Referred to Finance Committee.

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of Absence: George R. Moscone, Mayor, September 2-3; Alfred J. Nelder, Member, Board of Supervisors, September 4-6; Ronald Pelosi, Member, Board of Supervisors, September 6-8; with permission to leave the State.

File 1-76, Resolution No. 691-76

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Request Granted

Supervisor Kopp requested that the Clerk direct a letter to both litigants in the case of the hearing for dismissal proceedings of Joseph P. Mazzola inquiring as to how much each side will take to present their cases; and direct a letter to radio and television stations advising that there will be no live coverage by television cameras, nor still photographs taken during the proceedings.

No objection and Clerk directed to comply.

Adopted

Resolution declaring statement of policy with respect to West Portal Station.

Supervisor Kopp presented:

File 232-76-2, Resolution No. 725-76

Supervisor Kopp, seconded by Supervisor Francois, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Resolution strongly urging the Registrar of Voters to give consideration to issuing a voter information handbook in pamphlet form.

Supervisor Kopp presented:

File 476-76, Resolution No. 718-76

Supervisor Kopp, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn,

Pelosi, Tamaras—5.

Motion Adopted

Motion ordering submitted to the electors initiative Charter amendment relating to district election of Supervisors, to be voted upon in the general election, November 2, 1976.

Supervisor Molinari presented:

File 115-76-3

Supervisor Molinari, seconded by Supervisor Gonzales, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Referred to Committee

Request for hearing to permit San Francisco to appoint a local Appeals Board to hear written appeals regarding enforcement of handicapped person's access requirements to city and county buildings.

Supervisor Molinari presented:

File 12-76-84

Referred to Rules Committee.

Request for hearings to consider ethnic business participation in ten Bay Side Contracts under the Wastewater Plan.

Supervisor Molinari presented:

File 5-76-5

Referred to Community Services Committee.

Resolution establishing as the policy of the City and County of San Francisco's opposition to the proposed plan of the Southern Pacific Railroad to discontinue commuter service between San Francisco County and San Mateo and Santa Clara counties and substitute van service.

Supervisors Molinari, Francois and Nelder presented:

File 360-76-2, Resolution No.

Referred to Streets and Transportation Committee.

Request that hearings be held to consider installation of a 4-way Stop sign at the intersection of Eighteenth and Douglass Streets.

Supervisor Nelder presented:

File 18-76-28

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor von Beroldingen requested that a letter be directed to the Mayor asking him to proclaim September 16, 1976 as San Francisco Symphony Day.

No objection and Clerk directed to comply.

Referred to Committee

Ordinance amending Part III, Article 10 of the Municipal Code (Ordinance No. 287-70, "Utility Users Tax") by amending Section 703 thereof to eliminate the existing exclusion from telephone users tax of charges made for interstate telephone calls.

Supervisor Francois, on behalf of Supervisor Feinstein, presented:

File 477-76, Ordinance No.

Referred to Finance Committee.

Request Granted

Supervisor Francois, on behalf of Supervisor Feinstein, requested a letter be sent to the City Attorney requesting amendment to the Administrative Code which would provide that Charter amendments and bond issues be listed on the official ballot in order of their submission to the Registrar of Voters by the Board of Supervisors unless the Board of Supervisors by motion changes said order.

No objection and Clerk directed to comply.

Adopted

Resolution authorizing temporary closing of portions of certain streets.

Supervisor Francois presented:

File 42-76-55, Resolution No.

Supervisor Francois, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Request Granted

Supervisor Molinari requested that a letter be sent to Senator Petris asking him to contact this Board and express his views on the amendment to AB 3154 regarding confirmation by the Board of Supervisors of appointments to the Housing Authority.

No objection, Clerk directed to comply.

Adopted

Motion that the Board award Certificates of Honor to the following:

George L. Higgins (Supervisor Kopp)
 Reverend Jim Jones (Supervisor Mendelsohn)
 Members of the San Francisco Symphony (Supervisor von Beroldingen)
 Peter A. Gianopoulos (Supervisor Kopp)
 Jack Rosenbaum (Supervisor Francois)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Pelosi, Tamaras—5.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased as follows:

Bailey Lang (Supervisor Kopp)
 Iawao Shimizu (Supervisors Kopp, Pelosi)
 Moses Kleinhaupt (Supervisor Kopp)
 Giacomo Mieuli (Supervisor Kopp)
 Harry Wendell (Supervisor Kopp)
 Paul H. Cappel (Supervisor Kopp)
 Kathryn Kendrick (Supervisor Kopp)
 Dr. Giacomo R. Ancona (Supervisors Feinstein, Pelosi)
 Harry Myerson (Supervisor Pelosi)

File 2-76

Unanimously adopted by a rising vote.

RECESS

Supervisor Molinari, seconded by Supervisor Francois, moved to recess to consider ballot arguments for Proposition "A".

No objection, motion carried.

Thereafter, the Board recessed at 11:45 p.m. until 5 p.m. September 8, 1976.

GILBERT H. BOREMAN, Clerk

Wednesday, September 8, 1976 — 5:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Wednesday, September 8, 1976, 5:00 p.m., the Board of Supervisors met in recessed session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, Tamaras—5.

Quorum present.

President Kopp presiding.

Adopted as Amended

The following from Finance Committee with recommendation "Do Not Pass", heretofore considered, was taken up:

Motion authorizing ballot argument favoring Proposition "A", the \$240 Million Sewer Bond Issue.

File 422-76-1

Supervisor von Beroldingen, seconded by Supervisor Nelder, moved Amendment of the Whole.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, Tamaras—5.

RECESS

Supervisor Molinari, seconded by Supervisor Francois, moved the meeting be recessed until 8:30 p.m.

Motion adopted by the following vote:

Ayes: Supervisors Francois, Kopp, Molinari, Nelder, von Beroldingen—5.

No: Supervisor Barbagelata—1.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, Tamaras—5.

RECONVENING OF MEETING

The Board reconvened at 8:57 p.m.

CALLING THE ROLL

The roll was called and the following Supervisors noted present:

Supervisors Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Feinstein, Gonzales, Tamaras—4.

Quorum present.

Motion authorizing ballot argument favoring Proposition "A", the \$240 million Sewer Bond Issue.

Amendment of the Whole adopted by the following vote:

Ayes: Supervisors Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Feinstein, Gonzales, Tamaras—4.

The following from Finance Committee without Recommendation was taken up:

Motion Withdrawn

Motion authorizing ballot argument opposing Proposition "A", the \$240 Million Sewer Bond Issue.

File 422-76-2

Supervisor Francois, seconded by Supervisor Molinari moved the measure be tabled.

Supervisor Francois withdrew the motion.

Temporarily Postponed

Supervisor Molinari, seconded by Supervisor von Beroldingen moved the measure be temporarily postponed.

No objection, the measure was temporarily postponed.

Adopted

Motion authorizing ballot argument opposing Proposition "A", the \$240 Million Sewer Bond Issue.

File 422-76-2.1

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Francois, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—6.

No: Supervisor Kopp—1.

Absent: Supervisors Barbagelata, Feinstein, Gonzales, Tamaras—4.

Tabled

Motion authorizing ballot argument opposing Proposition "A", the \$240 Million Sewer Bond Issue.

File 422-76-2

Supervisor Francois, seconded by Supervisor Molinari, moved the measure be tabled.

Motion to table adopted by the following vote:

Ayes: Supervisors Francois, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—6.

No: Supervisor Kopp—1.

Absent: Supervisors Barbagelata, Feinstein, Gonzales, Tamaras—4.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Adopted

Resolution authorizing the Clerk of the Board of Supervisors to issue subpoenas in the name of the Board in the matter of suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner, confirming existing subpoenas.

Supervisor Kopp presented:

File 478-76-2

Supervisor Pelosi, seconded by Supervisor Francois, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Feinstein, Gonzales, Tamaras—4.

ADJOURNMENT

There being no further business, the Board at the hour of 9:20 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors February 28, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, SEPTEMBER 13, 1976

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, September 13, 1976

In meeting of the Board of Supervisors, San Francisco, Monday, September 13, 1976, 2:38 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Mendelsohn, Nelder, Pelosi—4.

Quorum present.

President Kopp presiding.

Supervisor Pelosi excused (leave of absence)

Supervisor Feinstein noted present at 2:45 p.m.

Supervisor Mendelsohn noted present at 2:40 p.m.

Supervisor Nelder noted present at 2:42 p.m.

TAKEN UP OUT OF ORDER

Refused Adoption

There being no objection, Supervisor Francois, seconded by Supervisor Molinari, moved suspension of the rules in order that the following from Rules Committee with recommendation "Do Not Pass" might be taken up out of order.

Supervisor Gonzales dissenting.

Resolution confirming and approving appointment of Rudolf Nothenberg as Chief Administrative Officer.

File 92-76-34, Resolution No.

Supervisor Francois assumed the Chair at 2:40 p.m.

Supervisor Kopp, as Chairman of the Rules Committee, reported a synopsis of the testimony of witnesses who had appeared

before that Committee in support and/or opposition to the subject measure.

Motion Failed

Supervisor Mendelsohn, seconded by Supervisor Gonzales, moved the matter be continued until September 27, 1976.

Motion lost by the following vote:

Ayes: Supervisors Gonzales, Mendelsohn, Tamaras, von Beroldingen—4.

Noes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder—6.

Absent: Supervisor Pelosi—1.

Statement

Supervisor Kopp then read the following statement:

Upon hearing, at a special meeting, your Rules Committee recommended that the proposed appointment of Mr. Rudolf Nothenberg to the position of Chief Administrative Officer not be confirmed and approved. Supervisor Robert E. Gonzales dissented from that recommendation on the grounds that the nomination should be transmitted to the Board without recommendation.

Because of both its contemporary and historical importance to the people of San Francisco, this statement of reasons is submitted for inclusion in the Journal of Proceedings.

Section 3 200 of the Charter provides that the Mayor shall appoint a qualified person as Chief Administrative Officer, subject to confirmation and approval by the Board of Supervisors and that the qualifications of such appointee must be administrative and executive ability and experience for the position.

Section 3.510 gives the Chief Administrative Officer direction over the functions, activities and affairs of the Department of Public Works, the Department of Public Health, the Department of Finance and Records, the Purchasing Department, the Real Estate Department, the Coroner's Office, the County Agricultural Department, and the Department of Weights and Measures, together with the concomitant power of appointment of such department heads, who serve at the pleasure of the Chief Administrative Officer.

The report of Francis V. Keesling, Vice President of the Board of Freeholders and Chairman of the Drafting Committee of the San Francisco Charter of 1931 demonstrates at page 40 et seq. that the purpose of creating the position of Chief Administrative Officer was to establish an independent manager and administrator whose functions were common to business and government, as distinguished from departments whose functions are peculiar to

municipal government. The fullest executive authority in his department was vested in the Chief Administrative Officer. Mr. Keesling states:

“The purpose of the foregoing is to protect against political influence. It is intended that this officer shall be entirely independent in discharging the functions of the office, and particularly to be free from interference of the Mayor because the latter is subject to political influence.” (p. 44) (Emphasis added)

In 1961 the Charter was amended to require confirmation and approval by the Board of Supervisors. The ballot argument in support of such proposition states unequivocally that the amendment: “. . . does divide the *responsibility* for his [Chief Administrative Officer] appointment between the Mayor *and the Board of Supervisors, all chosen by the voters.*” The amendment was adopted by a vote of 154,000 in favor and 42,884 opposed.

Supervisor Ronald Pelosi’s letter of September 2, 1976, which is in the file on this matter is consistent with the mandate of that Charter provision when he states that “the CAO should be confirmed by a unanimous vote of the Board.”

The Committee found Mr. Nothenberg’s reputation for honesty, integrity and conscientiousness were of the highest order and the Committee further found that he has had a long and exemplary service in governmental fiscal matters, principally in the State Legislature. However, the Charter mandated duties of the Chief Administrative Officer require more than the public accounting experience and ability manifested by the nominee. The majority of the Rules Committee found that the thrust of virtually all of the testimony in support of the nomination was with respect to Mr. Nothenberg’s personal qualities and his professional ability in governmental accounting and in teaching. The majority found that there was a paucity of administrative and executive experience on the part of the nominee and, indeed, the record is clear in that respect. Such administrative and executive ability and experience constitute the *sine qua non* of the position.

For the foregoing reasons, the Rules Committee recommends against confirmation and approval.

Thereupon, several Supervisors questioned Mr. Rudy Nothenberg as to his background and experience.

Supervisor Molinari assumed the Chair at 4:02 p.m.

The roll was called and the Resolution was refused passage by the following vote:

Ayes: Supervisors Gonzales, Mendelsohn, Tamaras, von Beroldingen—4.

Noes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder—6.

Absent: Supervisor Pelosi—1.

Supervisor Kopp resumed the Chair at 4:45 p.m.

Request Granted

Supervisor Kopp requested that a letter be directed to Mayor George R. Moscone reminding him of the September 30 deadline for the appointment of a new Chief Administrative Officer and suggesting he make a nomination and advising him there will be a Rules Committee meeting on that subject.

No objection, Clerk directed to comply.

RECESS

Supervisor Tamaras, seconded by Supervisor von Beroldingen, moved that the Board recess for dinner.

There being no objection, the Board recessed at 4:47 p.m.

RECONVENING OF THE BOARD

The Board, at the hour of 6:50 p.m., reconvened.

CALLING THE ROLL

The roll was called and the following supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras—7.

Absent: Supervisors Mendelsohn, Molinari, Pelosi, von Beroldingen—4.

Supervisor von Beroldingen noted present at 6:52 p.m.

SPECIAL ORDER

Hearing Held

Hearing of all persons interested in the recommendation of the Public Utilities Commission to increase headways on various Municipal Railway lines.

File 473-76

The privilege of the floor was then granted the following:

Curtis W. Green, Manager, Municipal Railway
Jack Oppenheimer, Acting President, CAP-TRANS
Walter O'Donnell
Simon Walker
Charles Rose
Dennis Kent

There being no one else present desiring to speak, the Chair declared the hearing concluded.

TAKEN UP OUT OF ORDER

Finally Passed

There being no objection, Supervisor Gonzales, seconded by Supervisor Barbagelata, moved suspension of the rules in order that the following recommendations of the Finance Committee might be taken up:

Ordinance appropriating \$18,809, Public Health, Venereal Disease Control, for the creation of one position; an emergency measure.

File 101-76-19, Ordinance No. 380-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$15,000, Board of Supervisors, Bureau of the Budget, to provide funds for a study of Municipal Railway maintenance operations; an emergency measure.

File 101-76-27, Ordinance No. 366-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$80,000, Board of Supervisors, Bureau of the Budget, to provide funds for a study of Department of Social Services operations; an emergency measure.

File 101-76-34, Ordinance No. 375-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$20,412, Civil Service Commission, Police and Fireman examination; an emergency measure.

File 101-76-29, Ordinance No. 381-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The Board then resumed consideration of the items listed on the calendar.

Refused Adoption

Resolution disapproving the Public Utilities Commission's recommendation for Municipal Railway headway increases.

File 473-76, Resolution No.

Refused adoption by the following vote:

Noes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Suspension of the Rules

Supervisor Francois, seconded by Supervisor Feinstein, moved suspension of the rules.

No objection; motion carried.

Request Granted

Supervisor Francois requested that a letter be directed to the Registrar of Voters requesting a reply by September 20 as to what his intentions are under the requirements of the ballot simplification ordinance and what proposal he has because of the failure to include material as required by that ordinance.

No objection; Clerk directed to comply.

The following from the Clerk was taken up:

Finally Passed

Ordinance amending Ordinance No. 98-66 as amended, approving the Redevelopment Plan for the Yerba Buena Center Approved Redevelopment Project Area by amending said Plan.

File 91-76-2, Ordinance No. 386-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Tamaras, von Beroldingen—7.

Absent: Supervisors Mendelsohn, Molinari, Nelder, Pelosi—4.

Rereferred to Committee

The following from the Finance Committee without recommendation was taken up:

Ordinance amending Annual Salary Ordinance, 1976-77, various departments, transportation Promotive Series, reflecting an adjustment of salary schedules effective July 1, 1976; companion measure to Ordinance No. 339-76.

File 102-76-18, Ordinance No.

Supervisor Barbagelata, seconded by Supervisor von Beroldingen moved rereferral to Committee.

Rereferred to Committee by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Finally Passed

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$549,736, District Attorney, Family Support Bureau, permanent salaries and revolving fund; rescinding \$745,551, permanent salaries and mandatory fringe benefits for the abolishment of 65 positions and creation of 51 positions.

File 101-76-17, Ordinance No. 367-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 141011, District Attorney, Family Support Bureau, reflecting the establishment of 6 new classifications, abolishment of 65 positions, and addition of 51 positions; companion measure to File 101-76-17.

File 102-76-26, Ordinance No. 368-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance appropriating \$28,586,250, Public Works, Engineering, for construction of channel pump station.

File 101-76-20, Ordinance No. 387-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales,

Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$8,392, War Memorial, permanent salaries for reclassification of one position; rescinding \$9,395, permanent salaries and mandatory fringe benefits.

File 101-76-21, Ordinance No. 388-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 691010, War Memorial, reflecting the reclassification of one position; companion measure to File 101-76-21.

File 102-76-13, Ordinance No. 391-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$28,861, Mayor, permanent salaries; rescinding \$29,106, permanent salaries and related mandatory fringe benefits for the reclassification of three positions.

File 101-76-24, Ordinance No. 389-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 151010, Mayor, reflecting the reclassification of two positions; companion measure to File 101-76-24.

File 102-76-10, Ordinance No. 390-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 151010, Mayor, establishing one new classification of Assistant to the Director of Information; companion measure to File 101-76-24.

File 102-76-20, Ordinance No. 382-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance authorizing acquisition of certain real property from Macor, Inc., for expansion of the Southeast Water Pollution Control Plant and dismissal of litigation.

File 470-75-10, Ordinance No. 384-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance authorizing settlement of litigation of various plaintiffs against the City and County.

File 45-76-20, Ordinance No. 385-76

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
USDC		
C 75 0056 SAW	Johnnie Mae Coles and Patricia Coles MacDougal	\$1,250
SC 658 807	Allan Obie Benz (\$1,000) Hugh Romney (\$3,000)	4,000
687 799	Michael Loftin	200
659 970	Margaret Rojo	1,250
653 956	Consuelo B. Torres	7,500)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Finally Passed

The following from Finance Committee without recommendation was taken up:

Ordinance ordering City Attorney to settle (a) 38 Knopf-cases and (b) the attorneys' fee liability with respect thereto.

File 428-76-1, Resolution No. 394-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Finally Passed

The following recommendations of Finance Committee were taken up:

Ordinance amending Annual Salary Ordinance, 1976-77, Section 155010, Municipal Court, to provide a salary increase for 0350 Court Reporter; effective July 1, 1976.

File 102-76-27, Ordinance No. 393-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 179100, Superior Court, to provide a salary increase for 0710 Phonographic Reporter and providing intermediate salary increments for other Superior Court classes; effective July 1, 1976.

File 102-76-24, Ordinance No. 392-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Consideration Continued

The following from Legislative and Personnel Committee without recommendation was taken up:

Ordinance amending the Administrative Code by amending Section 16.213 thereof, relating to unfair labor practices.

File 180-76-1, Ordinance No.

Supervisor Nelder, seconded by Supervisor Feinstein, moved that consideration be continued until September 20, 1976.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Tabled

The following from Supervisor Feinstein was taken up:

Motion to call from the table, proposed Ordinance amending Part III, Municipal Code, Section 703 (Utility Users

Tax) to increase the rate of telephone users tax.

File 270-76-2

Supervisor Feinstein, seconded by Supervisor Nelder moved the measure be tabled.

No objection; the measure was tabled.

Passed for Second Reading

The following recommendations from Finance Committee were taken up:

Ordinance amending Annual Salary Ordinance, 1976-77, Section 545010, Public Health, Venereal Disease Control to reflect the restoration of one position of Supervising Physician Specialist; effective January 1, 1977; companion measure to File 101-76-19.

File 102-76-31, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Resolution authorizing lease of real property at 1580 Valencia Street for use by the Department of Public Health for Mission Mental Health Service.

File 64-76-30, Resolution No. 750-76

(St. Luke's Hospital, lessor at monthly rental of \$1,636.00, for period August 1, 1976 to June 30, 1977.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing the Mayor to apply for Federal funds for a technical assistance grant to extend the Office of Economic Development for a fourth year.

File 68-76-38, Resolution No. 733-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Consideration Continued

Resolution authorizing the Mayor to apply for, accept, and expend Federal funds to implement a budgetary system to coordinate activities of Economic Opportunity Council and those programs of the City and County that have impact on the poor.

File 68-76-40, Resolution No.

Supervisor Gonzales, seconded by Supervisor Francois, moved that consideration be continued to October 12, 1976.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Resolution authorizing transfer of \$3,800,000 in the 1976 Community Development Program from the India Basin Industrial Park Project to the Hunters Point Project and providing for revisions and modifications to the expenditure schedules report and agreement for services with the Redevelopment Agency.

File 391-76-3, Resolution No. 753-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution providing for expenditure schedules for the 1976 Community Development Program by adding Addendum No. 4 setting forth the special purpose and proposed expenditures from the Community Development Block Grant; authorizing the use of funds from the 1976 Community Development line item to supplement the Neighborhood Initiated Improvement Program; rescinding Resolution No. 657-76. (Supervisor Molinari)

File 391-76-1.1, Resolution No. 752-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Passed for Second Reading

Ordinance authorizing settlement of litigation of Stephen Gail Bywater against the City and County by payment of \$1,100.

File 45-76-22, Ordinance No.

Superior Court Action No. 701-299.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Resolution authorizing compromise of claims of the City and County against various defendants.

File 49-76-10, Resolution No. 748-76

<i>(Name</i>	<i>Settlement</i>
Albert A. Duchi	\$ 500.00
Walter A. Allen	1,333.33
Maury A. Schwarz	1,600.00)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing compromise of claims of various plaintiffs against the City and County.

File 48-76-16, Resolution No. 747-76

<i>(Claimant</i>	<i>Settlement</i>
Eugene Stern and Industrial Indemnity Company	\$750.00
Great American Insurance Company (Rafael Lopez)	878.49)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution denying application of Refugio Poblano for leave to present a late claim against the City and County for \$200,000.

File 50-76-37, Resolution No. 749-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of Absence: George R. Moscone, Mayor, September 12-14; Maria Caldera, September 11-25; Andrew C. Casper, Chief, Fire Department, September 19-22; Richard Honigisto, Sheriff, September 11-18; Carolyn Reilly, Member, Commission on the Status of Women, September 11-25; Toby Rosenblatt, Member, City Planning Commission, October 1-20; Joseph E. Tinney, Assessor, October 8-11; with permission to leave the State.

File 1-76, Resolution No. 726-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Committee Report**Adopted**

Motion authorizing ballot argument favoring Proposition "S", Declaration of Policy: Shall the City construct a convention exhibit hall at Yerba Buena Center using a 4% Hotel Room tax to finance lease revenue bonds, underground if financially feasible, otherwise aboveground.

File 467-76-1

Request Granted

Supervisor Feinstein requested a letter be sent to the Registrar of Voters questioning the appropriateness of the language contained in the ballot argument opposing Proposition "S".

No objection; Clerk directed to comply.

Motion Adopted

Supervisor Feinstein, seconded by Supervisor Francois, moved to submit argument favoring Proposition "S".

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Motion Rescinded

Supervisor Barbagelata, seconded by Supervisor Nelder, moved to rescind the vote submitting argument favoring Proposition "S".

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Motion to Amend

Supervisor Feinstein, seconded by Supervisor Francois, moved to amend as follows: Third paragraph, omit the word “ten” and substitute the words “all eleven”, and add Supervisor Barbagelata’s name to the list of endorsers.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Motion Failed

Motion authorizing ballot argument opposing Proposition “S”, Declaration of Policy: Shall the City construct a convention exhibit hall at Yerba Buena Center using a 4% Hotel Room tax to finance lease revenue bonds, underground if financially feasible, otherwise aboveground.

File 467-76-2

Motion failed by the following vote:

Noes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Request Granted

Supervisor Feinstein, joined by Supervisors von Beroldingen, Tamaras, Francois and Kopp requested a letter be sent to the Planning Commission and to the Mayor voicing concern of the propriety of people employed by the city to support certain propositions and then filing an argument for the opposition; deploring such conduct as unethical and unprofessional.

No objection; Clerk directed to comply.

Committee Report

Adopted

Resolution granting revocable permission to Charles Pankow, Inc. to temporarily occupy Alice Street between Folsom and Shipley Streets, and the northerly sidewalk of Shipley Street between Alice and Fourth Streets, during construction.

Supervisor Francois presented as recommendation of Streets and Transportation Committee.

File 10-76-5, Resolution No. 746-76

Supervisor Francois, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Resolution urging Governor Edmund G. Brown, Jr. to take executive action to free the four Fresno Bee newsmen.

Supervisor Kopp presented:

File 481-76

Referred to State and National Affairs Committee.

Request by Supervisor Kopp for hearing to be held with federal authorities, Congressional representatives involved, representatives from the Mayor's Office and the Port Commission to determine why Hunters' Point is not leased to the Port Commission and why it was rented to an individual.

File 483-76

Referred to Governmental Services Committee.

Request Granted

Supervisor Kopp requested that a letter be sent to the Housing Authority asking for full details of proposal which the Housing Authority made to HUD for some \$12,000,000 for demolition and other work on housing units at Hunters' Point and inquiring as to why this work was not put out to competitive bid.

No objection; Clerk directed to comply.

Adopted

Resolution endorsing the designation of September as Sickie Cell Month and urging the Mayor to declare September as Sickie Cell month in San Francisco.

Supervisor Kopp presented:

File 481-76

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Referred to Committee

Resolution that the San Francisco City and County Board of Supervisors go on record in opposition to Gerald R. Ford's Executive Order 11935, pertaining to the hiring of federal civil service employees.

Supervisor Molinari presented:

File 13-76-15

Referred to State and National Affairs Committee.

Request for hearing regarding infestation of vermin, rats, cockroaches, at 1760 Bush Street, a public housing project.

Supervisor Nelder presented:

File 484-76

Referred to Health and Environment Committee.

Request Granted

Supervisor Tamaras requested a letter be directed to Chief of Police Charles R. Gain asking about the nature and scope of the Neighborhood Watch program in effect in Los Angeles and requesting suggestions as to how the Board can assist in implementing this program in San Francisco and encouraging neighborhood groups to participate.

No objection; Clerk directed to comply.

Adopted

Resolution endorsing Youth Boxing Program and encouraging public support and attendance at scheduled performances.

Supervisor Tamaras presented:

File 480-76, Resolution No. 754-76

Supervisor Tamaras, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Request Granted

Supervisor Tamaras requested that a letter be directed to Chief of Police Charles R. Gain asking what means can be taken to prevent abuses of merchants by certain street artists.

No objection; Clerk directed to comply.

Supervisor Tamaras requested a letter be directed to Chief of Police Gain informing him of an incident of police abuse against Mr. Peter Stavros in front of his business at 173 Eddy Street and requesting that an investigation be made of the incident.

No objection; Clerk directed to comply.

Supervisor von Beroldingen requested a letter be directed to the City Attorney requesting that he write to the Golden Gate Bridge Board of Directors through their attorney, David Miller, as to their opinion on filing amicus curae brief.

No objection; Clerk directed to comply.

Referred to Committee

Request for a hearing to consider establishing criteria for cultural funds funded by the hotel tax.

Supervisor Francois presented:

File 487-76

Referred to Urban and Consumer Affairs Committee.

Request Granted

Supervisor Francois requested a letter be directed to the City Attorney asking him to prepare appropriate legislation which would (1) provide for expenditure of funds for evaluation of cultural programs which are funded through that source, and; (2) consider establishing criteria for cultural programs and refer the matter to the appropriate committee.

No objection; Clerk directed to comply.

Adopted

Resolution memorializing the United States Congress to endorse amendment to federal tax bill giving tax incentives to encourage the preservation of historic structures.

Supervisor Molinari presented:

File 13-76-16, Resolution No. 743-76

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Referred to Committee

Request for hearing to be held to consider installation of a traffic light at the intersection of Portola Drive and Glenview Drive.

Supervisor Kopp presented:

File 20-76

Referred to Fire, Safety and Police Commitee.

Adopted

Motion appointing James C. Purcell, Esquire, legal advisor to the Board of Supervisors to act as such during the hearing and determination of charges against Airports Commissioner Joseph P. Mazzola.

Supervisor Kopp presented:

File 478-76-4

Supervisor Kopp, seconded by Supervisor Barbagelata, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Motion that the Board award Certificates of Honor to the following:

On Lok Senior Health Services (Supervisor Mendelsohn)

Leland G. Guth (Supervisor Kopp)

Father John F. Heaney (Supervisors Nelder, Francois)

Gus Coreris (Supervisor Tamaras)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased as follows:

Myron Orlofsky (Supervisor Kopp)

Alma Calabrese (Supervisor Kopp)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 7:35 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors February 22, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

Govt. Documents Dept. 2
S. F. Public Library
Civic Center
San Francisco, Ca. 9410

WEDNESDAY, SEPTEMBER 15, 1976

THURSDAY, SEPTEMBER 16, 1976

FRIDAY, SEPTEMBER 17, 1976

SUNDAY, SEPTEMBER 19, 1976

MONDAY, SEPTEMBER 20, 1976

TUESDAY, SEPTEMBER 21, 1976

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Wednesday, September 15, 1976 — 7:00 p.m.

In Board of Supervisors, San Francisco, Wednesday, September 15, 1976.

The Board of Supervisors met in special session for the purpose of hearing charges against Joseph P. Mazzola, Airports Commissioner, of official misconduct in office, filed by George R. Moscone, Mayor of the City and County of San Francisco.

(A full transcript of the proceedings is on file in the office of the Clerk of the Board of Supervisors and the Law Library)

CALLING THE ROLL

The roll was called and the following members were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—10.

Absent: Supervisor Tamaras—1.

Quorum present.

President Kopp presiding.

Supervisor Tamaras noted present at 7:22 p.m.

There were also present Deputy City Attorney George P. Agnost and Deputy City Attorney Rene A. Chouteau representing his Honor the Mayor, Mr. Marvin E. Lewis and Mr. Michael Moore, representing Joseph P. Mazzola, and Mr. James Purcell, acting as legal advisor to the Board of Supervisors.

Documents to be Included in Journal of Proceedings

President Kopp directed that the following documents be included verbatim in the Journal of Proceedings:

Resolution adopting procedure to be followed in proceedings for removal from office of a member of the Airports Commission.

File 478-76-1, Resolution No. 686-76

Resolved, by the Board of Supervisors of the City and County of San Francisco as follows:

That the following procedure be and the same is hereby adopted for hearing upon and action with respect to the matter of proceedings against Joseph P. Mazzola for removal from the office of Airports Commissioner, to wit:

1. Oral and documentary evidence shall be presented in the following order:

- (a) For, by and in behalf of the Mayor of the City and County in support of charges preferred by him.
- (b) For, by and in behalf of the said Joseph P. Mazzola.
- (c) For, by and in behalf of the Mayor in rebuttal.

2. Upon the conclusion of the presentation of evidence the matter shall be orally argued in the order hereinabove in subdivision 1. set forth, subject to waiver of the right to oral argument.

3. The President of the Board shall rule upon the admissibility of evidence in event of objection by counsel; provided, however, that upon demand of any member of the Board of Supervisors any objection shall be submitted to said Board for determination by a roll call vote by a majority of the Supervisors present, without debate, in the following form:

“Shall the question to which objection has been made be allowed?”

4. Upon the conclusion of the taking of testimony and oral argument the Board shall consider and by resolution vote upon the question whether or not the charges are deemed to be sustained, in the manner provided by Section 8.107 of the Charter of the City and County of San Francisco.

Resolution authorizing the Clerk of the Board of Supervisors to issue subpoenas in the name of the Board in the matter of suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner, confirming existing subpoenas.

File 478-76-2, Resolution No. 687-76

Resolved, That the Clerk of the Board of Supervisors is hereby authorized to issue in the name of the Board subpoenas for the attendance of any witnesses requested by any party to the proceedings involving the hearing of suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner. Any party seeking the issuance of a subpoena for the attendance of witnesses shall file a written request therefor with the Clerk of the Board of Supervisors; and be it

Further Resolved, That the Clerk of the Board of Supervisors is hereby authorized to issue in the name of the Board subpoenas duces tecum for production of items of evidence at hearings upon a written application as set forth herein. Said application for a subpoena duces tecum shall be in the form of an affidavit or dec-

laration under penalty of perjury, setting forth with particularity the specific items of evidence sought to be produced, the relevancy and materiality of such items to the proceedings in question, and good cause therefor; and, be it

Further Resolved, That the President of the Board of Supervisors may direct the Chief of Police to cause any said subpoena or subpoena duces tecum to be served by the Chief of Police or his designate and for such officer to file a return of service with the Clerk of the Board of Supervisors; and, be it

Further Resolved, That any party may request a duly qualified process server for service and return, and such services shall be without charge to the Board of Supervisors; and, be it

Further Resolved, That all objections to the issuance and scope of any subpoena or subpoena duces tecum shall be resolved by the Board of Supervisors at the hearing on the proceedings in question; and, be it

Further Resolved, That any subpoenas issued previously under the attestation of the President of the Board of Supervisors shall be confirmed as issued by the Clerk of the Board of Supervisors.

Motion authorizing Clerk of the Board of Supervisors to engage the services of court reporters in the matter of hearings on suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner.

File 478-76-3

Moved, That the Clerk of the Board of Supervisors be and he is hereby authorized to engage the services of certified court reporters for the purpose of recording hearings before the Board of Supervisors on suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner.

Motion appointing James C. Purcell, Esquire, Legal Advisor to the Board of Supervisors to act as such during the hearing and determination of charges against Airports Commissioner Joseph P. Mazzola.

File 478-76-4

Whereas, The Mayor of the City and County of San Francisco has filed with this Board charges in writing against Joseph P. Mazzola, Airports Commissioner of the City and County of San Francisco; and,

Whereas, The said Mayor has requested the City Attorney to aid him in presenting said charges and evidence in support thereof; now, therefore, be it

Moved, That James C. Purcell, Esq., a prominent and highly respected attorney-at-law in the City and County of San Francisco, be and he is hereby appointed as the legal advisor of the

Board of Supervisors to act as such during the hearing and determination of said charges against Joseph P. Mazzola, on a pro bono publico basis, at no cost to the City and County of San Francisco.

Declaration of Publication of City and County Official Advertising.

Curt L. Kraft declares that: He is the Principal Advertising Clerk of San Francisco Newspaper Printing Company, Inc., the printer of: San Francisco Chronicle and San Francisco Examiner which are and were at all times herein mentioned established as newspapers of general circulation in the City and County of San Francisco, State of California, as that term is defined by Section 6000 of the Government Code. The annexed advertisement has been regularly published in the San Francisco Examiner from September 13, 1976 to September 13, 1976 both days inclusive, namely, on September 13, 1976. I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 14, 1976 at San Francisco, California.

(signed) Curt L. Kraft

“Board of Supervisors, Notice of Hearing, To Whom it May Concern:

Notice is hereby given that the Board of Supervisors of the City and County of San Francisco will meet in the Chambers of the Board, City Hall, San Francisco, Wednesday, September 15, 1976, at 7:00 p.m., for the purpose of hearing charges against Joseph P. Mazzola of official misconduct in office, filed by the Mayor of the City and County of San Francisco.

9/13/76-1t

G. H. Boreman, Clerk”

Office of the Mayor
San Francisco

George R. Moscone

September 1, 1976
Honorable Board of Supervisors
235 City Hall
San Francisco, California 94102

Ladies and Gentlemen:

Pursuant to the authority of Section 8.107 of the Charter of the City and County of San Francisco, I have this day suspended Joseph P. Mazzola from the office of Airports Commissioner of said City and County upon the grounds of the official misconduct of said Joseph P. Mazzola.

Herewith I am transmitting to your Board the written charges embodying and specifying the acts of said Joseph P. Mazzola

constituting said official misconduct and, as provided by the above mentioned section of said Charter, am causing to be served a copy of said charges on said Joseph P. Mazzola.

I have this day appointed Morris Bernstein, a qualified person, to discharge the duties of Airports Commissioner during the period of suspension of said Joseph P. Mazzola.

Dated at San Francisco California, this first day of September, 1976.

(signed)

George R. Moscone

GEORGE R. MOSCONE

Mayor

Before the Board of Supervisors
of the City and County of San Francisco

In the Matter of Charges Against)
JOSEPH P. MAZZOLA, Airports Commissioner)
of the City and County of San Francisco.)

I, George R. Moscone, Mayor of the City and County of San Francisco, having this date, pursuant to the authority granted to me by Section 8.107 of the Charter of said City and County, suspended Joseph P. Mazzola from the office of Airports Commissioner of said City and County, upon the ground of official misconduct, do present written charges against said Joseph P. Mazzola specifying the acts and omissions herein set forth as constituting official misconduct by said Joseph P. Mazzola:

1. On September 1, 1970, Joseph P. Mazzola was appointed to the position of Airports Commissioner of the City and County of San Francisco. Commissioner Mazzola has served in said position continuously since that date until the date of his suspension, this date. As an airports commissioner, it is Commissioner Mazzola's duty to act at all times to further the best interests of the airport and of the City and County of San Francisco.

2. At all times herein mentioned, Joseph P. Mazzola has been employed by Local 38 of the International Union of Plumbers and Pipefitters as business manager and financial secretary-treasurer.

3. From on or about March 31, 1976, until on or about May 8, 1976, Local 38, in concert with other local unions, perpetrated a strike against the City and County of San Francisco. Said strike was illegal.

4. As a result of this strike, services provided by the City and County of San Francisco were disrupted and impaired; the City and County lost revenues it would otherwise have received; and the citizens of the City and County and other patrons of it were deprived of needed public services.

WEDNESDAY, SEPTEMBER 15, 1976

5. At all times relevant herein Joseph P. Mazzola encouraged, aided, and helped to further the initiation, perpetration, and continuance of said strike against the City and County of San Francisco and contrary to its interests and the interests of the people of the City and County of San Francisco.

Wherefore, I, George R. Moscone, pray that said Joseph P. Mazzola, Airports Commissioner of the City and County of San Francisco, be removed from office.

Dated: September 1, 1976

(signed) George R. Moscone

George R. Moscone
Mayor of the City and
County of San Francisco

City and County of San Francisco

Board of Supervisors

City Hall, San Francisco 94102 — Telephone 558-3184

September 3, 1976

Mr. Joseph P. Mazzola
1621 Market Street
San Francisco, California 94103

Dear Sir:

You are hereby notified that the Board of Supervisors of the City and County of San Francisco will meet Wednesday, September 15, 1976, at 7:00 p.m., in the Chambers of the Board, City Hall, San Francisco, for the purpose of hearing charges against you of official misconduct in office. Said charges were filed by the Mayor of the City and County of San Francisco in the office of the Board of Supervisors on September 2, 1976, pursuant to Section 8.107 of the Charter of the City and County of San Francisco. A copy of these charges was personally served upon you on September 2, 1976.

At said hearing you may be represented by counsel of your choice, present evidence on your behalf and examine and cross-examine witnesses. In the event this matter cannot be concluded on Wednesday, September 15, it will be continued to a further time and date by the Board of Supervisors.

Very truly yours,
(signed) G. H. Boreman

Gilbert H. Boreman
Clerk of the Board

**Before the Board of Supervisors
of the City and County of San Francisco**

In the matter of the charges)
against JOSEPH P. MAZZOLA,)
Airports Commissioner of the)
City and County of San Francisco)

The undersigned, Joseph P. Mazzola, and his attorney, Marvin E. Lewis, hereby request that the hearing of the proceedings before the Board of Supervisors of the City and County of San Francisco against Joseph P. Mazzola arising out of the suspension of Joseph P. Mazzola from the office of Airports Commissioner of the City and County of San Francisco, and the written charges now pending before said Board of Supervisors against Joseph P. Mazzola specifying acts and commissions alleged to constitute official misconduct by Joseph P. Mazzola, and seeking the removal of Joseph P. Mazzola from the office as Airports Commissioner of the City and County of San Francisco, be made and held open to all news media, including television, and represent and agree that no claim of error or prejudice arising out of said news media coverage shall be asserted in the proceedings before said Board of Supervisors or review or appeal, if any, arising out of said suspension, charges, or hearing.

Dated: September 14, 1976

(signed) Joseph P. Mazzola
Joseph P. Mazzola

(signed) Marvin E. Lewis
Marvin E. Lewis,
his attorney

News Media Coverage

President Kopp announced that television broadcasting would be limited to the cameras then located in the Chambers being utilized by television station KQED under a pooling arrangement with other television stations interested, and that radio broadcasting would be limited to KCBS and KPOO under an agreement with the Northern California Television News Directors Association.

Affidavit of Prejudice

Mr. Marvin Lewis read into the record an Affidavit of Prejudice as follows:

“In the Matter of the Impeachment Trial of Airports Commissioner Joseph Mazzola, before the Honorable Board of Supervisors of the City and County of San Francisco.

“Marvin E. Lewis declares under penalty of perjury that he is attorney for Joseph Mazzola.

“That Joseph Mazzola is about to be tried by members of the Board of Supervisors to determine whether he is guilty of conflict of interest and should be removed as said Airports Commissioner.

“That a member of said Board of Supervisors who will act as one of the judges on this important question is Supervisor Dianne Feinstein.

“That Joseph Mazzola as plaintiff has brought a lawsuit against Supervisor Dianne Feinstein in the Superior Court of the City and County of San Francisco, in and for the State of California, No. 710-709, for damages for alleged slander.

“That in said complaint Joseph Mazzola has alleged that Dianne Feinstein before others accused him and members of his Plumbers Union of bombing and burning two trucks during a strike, which is involved in this very petition.

“That by very reason of the fact that plaintiff Joseph Mazzola and defendant Dianne Feinstein are litigants in a civil action would, in the opinion of your declarant and his client Joseph Mazzola prejudice the mind of Supervisor Dianne Feinstein against him and prevent him from having a fair hearing.

“That should said Joseph Mazzola be removed from office because of conflict of interest and official misconduct, it would be beneficial to Supervisor Dianne Feinstein in said lawsuit inasmuch as it could be used in evidence to reduce damages because of loss of reputation by reason of said alleged slander.

“Wherefore, declarant Marvin E. Lewis objects to Supervisor Dianne Feinstein acting in this hearing as a member of the Board of Supervisors and asks that either she disqualify herself or that this Honorable Board of Supervisors disqualify her from sitting as a member of the Board.”

Motion Denied

After hearing from Mr. Agnost and Mr. Lewis on the Affidavit of Prejudice, President Kopp requested that Mr. Purcell advise and make a recommendation with respect thereto. Mr. Purcell quoted from two cases, *Aluisi v. County of Fresno*, 178 Ca. App. 2d, 443, and *Gonsalves v. City of Dairy Valley*, 265 Cal. App. 2d, 400, and recommended that the motion be denied. President Kopp ruled motion denied.

Exhibits Presented

The following exhibits were offered in evidence by defendant during hearing and marked for identification as follows:

Exhibit A — Affidavit of Prejudice

Exhibit B — Demurrer to the Written Charges of The Honorable George Moscone Specifying the acts of Joseph Mazzola Constituting Official Misconduct.

Exhibit C — Constitutional Objections to the Hearing

Exhibit D — Legal Requirements for Written Decision and Legal Findings by Joseph Mazzola.

Exhibit E — Critique of “Recommendation and Report-Investigation of Possible Misconduct in Office by Joseph P. Mazzola, Airports Commissioner”.

The following exhibits were offered in evidence by plaintiff during the hearing and received in evidence unless designated by an asterisk, in which case, on objection by Mr. Lewis, exhibits were marked for identification only:

Exhibit No. 1 — Mayor’s Charges and Letter to Board of Supervisors dated September 1, 1976.

*Exhibit No. 2 — Letter of Suspension dated September 1, 1976 from the Mayor to Mr. Joseph P. Mazzola.

Exhibit No. 3 — Proof of Service of letter of suspension at 8:25 a.m September 2, 1976.

Exhibit No. 4 — Certified copy of communication from Clerk of the Board of Supervisors to Mr. Joseph P. Mazzola, dated September 3, 1976, notifying Mr. Mazzola time and place of hearing of Mayor’s charges.

Exhibit No. 5 — Certified copies of Resolution No. 686-76, Adopting Procedure to be Followed in Proceedings for Removal from Office of a Member of the Airports Commission; Resolution No. 687-76, Authorizing the Clerk of the Board of Supervisors to Issue Subpoenas in the Name of the Board in the Matter of Suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner, Confirming Existing Subpoenas; Motion Authorizing Clerk of the Board of Supervisors to Engage the Services of Court Reporters in the Matter of Hearings on Suspension by the Mayor of Joseph P. Mazzola as Airports Commissioner; Motion Appointing James C. Purcell, Esquire, Legal Advisor to the Board of Supervisors to act as such During the Hearing and Determination of Charges Against Airports Commissioner Joseph P. Mazzola.

Exhibit No. 6 — Proof of Service of Notice of Hearing at 3:10 p.m., September 4, 1976.

Exhibit No. 7 — Certified Copy of Oath of Office taken by Joseph P. Mazzola as Airports Commissioner.

*Exhibit No. 8 — “Pipe Lines”, U.A. Local 38, March-April, 1976.

*Exhibit No. 9 — Document entitled “Negotiate—Now!”

- *Exhibit No. 10 — Bulletin 2, Strike Report, published by Negotiating Committee of striking City Employees.
- Exhibit No. 11 — Certified copies of records U.S. Department of Labor, Labor-Management Services Administration, Files 035-601 and 035-166.
- *Exhibit No. 12 — Constitution, By-laws, Rules of Order, and Jurisdiction of the United Association of Jourymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada.
- Exhibit No. 13 — Copies of Airports Commission timerolls, January 6-May 11, 1976, for plumber foreman, plumber, steamfitter and steamfitter sub-foreman.
- Exhibit No. 13-A—Blank copy of timeroll.
- Exhibit No. 14 — Document entitled “Voluntary Dues Deduction Report, March 31, 1976, Plumbers Union Local 38”.
- Exhibit No. 15 — Copies of two letters dated March 2, 1976 signed by Joseph P. Mazzola, one addressed to the San Francisco Building & Construction Trades Council, the other addressed to the San Francisco Labor Council, requesting strike sanction on behalf of Local 38.
- *Exhibit No. 16 — Copies of transcript of deposition of Joseph Peter Mazzola in the matter of Joseph Mazzola vs. City and County of San Francisco, et al., Superior Court No. 708 889.
- Exhibit No. 17 — Trial Brief Submitted by the Mayor in Support of Charges Preferred by Him.
- Exhibit No. 18 — Declaration of George R. Moscone.
- Exhibit No. 19 — Memorandum for the Mayor on the Matter of Possible Disqualification of Members of the Board of Supervisors to Hear this Matter.
- Exhibit No. 20 — Series of documents from the files of the Employee Reelations Division.
- *Exhibit No. 21A — Film clips from KRON-TV.
- *Exhibit No. 21B — Film clips from KGO-TV.
- *Exhibit No. 21C — Film clips from KQED-TV.
- *Exhibit No. 21D — Film clips from KPIX-TV.
- Exhibit No. 22 — Certified copies of miscellaneous records of the Board of Supervisors.

Constitutional Objection

Mr. Lewis read into the record the following:

IN THE MATTER OF THE)
IMPEACHMENT TRIAL OF)
AIRPORTS COMMISSIONER)
JOSEPH MAZZOLA)

CONSTITUTIONAL
OBJECTIONS
TO THE
HEARING

We first object to the hearing upon the constitutional ground that we have been deprived of due process of law; that this hearing has had no administrative code permitting discovery and in fact no power to enforce subpoenas, as evidenced by the fact that the Mayor was subpoenaed by the petitioner to appear before this body at 7:30 p.m. this evening and the City Attorney has advised MARVIN E. LEWIS, attorney for JOSEPH MAZZOLA, that the Mayor will not appear until Thursday evening, September 16. Furthermore, because there has been no administrative rules, a demurrer was only permitted to be filed by the Board of Supervisors as of September 14, 1976, and there is no provision as to who passes on the demurrer nor any right to have any judicial review.

That the Board of Supervisors is being asked, contrary to law, to decide judicial questions and this Board of Supervisors never had the power to act on pure judicial questions. Some of its members are not even attorneys.

It would appear that there are no issues of fact in reality to be presented before this Board.

It is admitted by petitioner that there was a lengthy strike involving members of his union which affected the entire City and County of San Francisco and also the Airport, which was property of said City and County. It must also be conceded that JOSEPH MAZZOLA had no jurisdiction to commence the strike or terminate the strike and he would have violated his duty under his Constitution to have ordered his men to be strike breakers, and that further he did not even have the jurisdiction to do this.

The City Attorney has written an opinion that JOSEPH MAZZOLA has not violated any provisions of the Charter constituting conflict of interest.

The legal questions to be determined are: Is there due process when a petitioner is not notified with precision as to the charges against him?

At this time JOSEPH MAZZOLA does not know nor can it be ascertained whether he is being charged with a present conflict of interest or a conflict of interest that is now passed and over and no longer exists.

It cannot be determined whether the "official misconduct" consists solely of conflict of interest or some other alleged activity on his part. If conflict of interest is not the issue and if it is contended that the official misconduct consisted of JOSEPH MAZZOLA by his own actions perpetrating an illegal strike, the question then becomes a judicial one whether the strike was illegal.

In view of the fact that the City Attorney has written an opinion that JOSEPH MAZZOLA never violated either the Charter's definition of conflict of interest or any other written law or statute concerning conflict of interest but did violate a so-called common law conflict of interest, you then must determine two judicial questions concerning this subject:

(a) Was there a violation of a common law conflict of interest, and if so

(b) Was the common law conflict of interest abrogated when the Board of Supervisors and the people chose to set forth in their Charter what type of conflict of interest should be adhered to in the City and County of San Francisco?

The next judicial question to be decided is:

Can an official of a city and county be guilty of a conflict of interest merely because of the fact that he is an official of a union at a time when a portion of its members are public employees of the city and county of which he is an official and said employees have voted to strike?

Another judicial question to be decided by this Board is:

Can an official of a union be guilty of a conflict of interest concerning a strike during his term of office when all of his actions have been in the capacity as a union official and none of said actions have been in his capacity as a member of the Airports Commission of which he is a member?

Another judicial question to be decided by the Board is:

Can a public official under the provisions of the Charter of the City and County of San Francisco be guilty of "official misconduct" if he has not violated a written law? The case law of California holds that he cannot.

It is apparent that in deciding the above issues this Honorable Board of Supervisors would not be deciding any issue of fact nor would they be acting in a quasi-judicial capacity but would be strictly deciding judicial questions which is contrary to law.

A PUBLIC OFFICIAL IS NOT GUILTY OF OFFICIAL MISCONDUCT UNDER CHARTER §8.107 UNLESS HE HAS COMMITTED AN ACT THAT VIOLATES A STATUTE OR AN ORDINANCE.

The City and County of San Francisco admits that JOSEPH MAZZOLA has not violated any written law. Thus, he cannot be found guilty of any official misconduct.

THERE CAN BE NO OFFICIAL MISCONDUCT UNLESS IT IS A VIOLATION OF WRITTEN LAW.

The verified complaint in the instant case contends that the activities of petitioner are not official misconduct within the terms of Charter §8.107. It is admitted he did not violate any written law. In accord, see *Financial Indemnity Company v. Superior Court*, 45 C. 2d 395; *Eaton v. Klimm*, 217 C. 362; *Staley v. Board of Medical Examiners*, 109 C.A. 2d 1.

“Charges of official misconduct are highly suspect and quite properly non-existent if not based upon the violation of a statute giving rise to said official misconduct.” [Vol. 2 *California Crimes* by B. E. Witkin, paragraph 874, page 820].

“Official misconduct”, under Charter §8.107 is the only basis asserted for the suspension of JOSEPH MAZZOLA by Mayor George Moscone and thus, the only basis upon which the Board of Supervisors could suspend him.

A PUBLIC OFFICIAL IS NOT GUILTY OF “OFFICIAL MISCONDUCT” UNDER CHARTER §8.107 UNLESS HE HAS COMMITTED AN ACT THAT VIOLATES A STATUTE OR AN ORDINANCE. See, e.g., for violation of criminal ordinance or statute as official misconduct, *Coffey v. Superior Court*, 157 C. 525 (1905) (Chief of Police charged with failure to prosecute gamblers in violation of P.C. §335); *People v. Harby*, 51 C.A. 2d 759 (1942) (private use of city-owned automobile by City Councilman as violation of P.C. §504). See also for violation of civil ordinances as official misconduct, *People v. Becker*, 112 C.A. 2d 324 (1952) (violation of Education Code 1011); *People v. Elliott*, 115 C.A. 2d 410 (1953).

The Mayor has nowhere alleged that JOSEPH MAZZOLA has violated any ordinance or statute. The Mayor has similarly not offered any declaration or proof that JOSEPH MAZZOLA has violated any statute or ordinance. The Declaration of George Moscone cites no statute or ordinance that has been breached. Thus, JOSEPH MAZZOLA is not guilty of “official misconduct” under the City Charter §8.107.

THE BOARD OF SUPERVISORS HAS NO JURISDICTION TO DETERMINE ANY QUESTION OF LAW.

The entire proposed hearing requires a determination of questions of law only.

It is admitted that JOSEPH MAZZOLA as Airports Commissioner committed no act concerning the strike.

It is further admitted that while JOSEPH MAZZOLA was an

Airports Commissioner he took an active participation in the strike as a leading executive of his union.

In *Wulzen v. Board of Supervisors*, 101 C. 15 (1894), the Court held that the decision of the Board of Supervisors to condemn land for a public street was a judicial act in excess of its jurisdiction. The Court in *Wulzen* stated:

“The order included not only a legislative expression of the will of the Board adopting that a street should be open, but in addition thereto sought to perform the judicial act of taking the land of citizens, rendered necessary under the legislation involved in the order. To the extent which it sought to accomplish this last object, it was judicial. *As to the action of the Board, so far as judicial, being in excess of its jurisdiction, we entertain no doubt.*” (Emphasis added) *Id.* at 25. See also *Nider v. Hanan*, 32 C.A. 2d 11 (1939); *Wheeler v. Gregg*, 90 C.A. 348 (1949).

The case of *Yakov v. Board of Medical Examiners*, 68 C. 2d, 67 at page 74, holds that whether certain conduct involved moral turpitude is a question of law for the courts and not for an administrative body to determine. In this case the Board of Supervisors is being asked to determine a very technical point of law based on stipulated facts as to whether it constitutes official misconduct under the case law of this state.

The Board of Supervisors in order to remove the petitioner must produce “convincing proof to a reasonable certainty.” (*Realty Projects, Inc. v. Smith*, 32 C.A. 3d 204).

Who is going to instruct the Board to this effect and in fact who is going to instruct the Supervisors on any question of law after they have had presented to them the admitted statement of facts?

ANY COMMON LAW CONFLICT OF INTEREST HAS BEEN ABROGATED BY THE CHARTER OF THE CITY AND COUNTY OF SAN FRANCISCO WHICH COVERS THE SUBJECT.

If JOSEPH MAZZOLA was found guilty of conflict of interest, it would constitute a misdemeanor under California statute.

It is a fundamental principal of law that before one can be convicted of a crime the law must be clear and precise. Certainly JOSEPH MAZZOLA, or anyone else, cannot be held to have committed a crime based on some vague, mirky common law right that has never been reduced to written law.

Furthermore, the Charter of the City and County of San Francisco had in mind that a public official should not be guilty of conflict of interest.

The framers of the Charter originally set forth what constitutes

conflict of interest with particularity. Subsequent to that time on several occasions the citizenry of the City and County of San Francisco amended the provisions of the Charter as to what constituted conflict of interest and set this language forth with great care and particularity knowing the importance to the reputation of a public official who might be found guilty of this crime.

Now the City Attorney sets forth in an opinion that there is no violation of the Charter's definition of conflict of interest but claims that there is a violation of a common law conflict of interest based upon a so-called phrase, namely:

"That no man can serve two masters."

This is just not true. Every Supervisor of the City and County of San Francisco, because he is a part-time supervisor, serves two masters or more. Every member of the Commissions and Boards of the City and County of San Francisco serves two masters or more.

There is nothing wrong with serving two masters as long as in the service of each master, he is not called upon to act for or against the other.

As long as Commissioner Mazzola never acted as an Airports Commissioner concerning this strike, there was nothing wrong with him serving the so-called master union and the so-called master City and County of San Francisco.

It is obvious that the entire subject of conflict of interest was intended to be covered by the Charter and it would be repugnant to hold that one can be guilty of a crime based on common law that is not even referred to in the Charter. (*Gray v. Sutherland*, (1954) 124 C.A. 2d 280 at page 290).

Opening Statements

Mr. Chouteau presented a statement on behalf of Mayor George R. Moscone and Mr. Lewis presented a statement on behalf of Mr. Joseph P. Mazzola.

Recess

The Board at 9:00 p.m. recessed until 9:15 p.m.

At 9:15 p.m., the Board reconvened. The roll was called and all members noted present.

WITNESSES

The following witnesses were called by the plaintiff, duly sworn, and examined by Mr. Chouteau and Mr. Lewis:

Mr. Dale L. Bennett, Deputy Area Administrator, U.S. Department of Labor, Labor Management Services Administration, 100 McAllister Street, San Francisco.

Ms. Jean Pral, Principal Personnel Analyst, Employee Relations Division, City and County of San Francisco.

Mr. James C. O'Mahoney, Senior Payroll and Personnel Clerk, San Francisco Airports Commission.

Mr. Edward Johnson, Chief Accountant, Controller's Office, City and County of San Francisco.

Recess

The Board at 10:15 p.m. recessed until 10:30 p.m.

The Board at 10:30 p.m., reconvened. The roll was called and all members noted present.

There ensued a discussion of various exhibits which had not been admitted in evidence.

Recess

The Board at the hour of 11:00 p.m., recessed until September 16, 1976, at 7:00 p.m.

GILBERT H. BOREMAN, Clerk

Thursday, September 16, 1976 — 7:00 p.m.

The Board of Supervisors reassembled, pursuant to recess September 15, 1976, for the purpose of continuing the hearing of the Mayor's charges against Joseph P. Mazzola, Airports Commissioner.

CALLING THE ROLL

The roll was called and the following members were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen —11.

Quorum present.

President Kopp presiding.

Demurrer to Written Charges—Overruled

Upon inquiry by President Kopp, Mr. Purcell advised that there is no provision for filing of demurrer in these proceedings, and recommended that the demurrer be overruled.

President Kopp ruled the demurrer overruled.

Constitutional Objections to Hearing—Overruled

Upon inquiry by President Kopp, Mr. Purcell advised his opinion that the charges do constitute allegations of official misconduct and recommended that the constitutional objections be overruled.

President Kopp ruled the Constitutional Objections overruled.

EXHIBITS PRESENTED

The following exhibits were offered by plaintiff and received in evidence:

Exhibit No. 23 — Section 8.106 of the Charter of the City and County of San Francisco. (Read into the record: “8.106 *Penalty for official misconduct*. Any person found guilty of official misconduct shall forfeit his office and shall be forever after debarred and disqualified from being elected, appointed or employed in the service of the City and County of San Francisco.”)

Exhibit No. 24 — Section 8.107 of the Charter of the City and County of San Francisco, entitled “Suspension and Removal”.

WITNESSES

Mr. Dan Clark, Court Reporter, was called by plaintiff, and after being duly sworn, was examined by Mr. Chouteau and by Mr. Lewis.

(Note: During examination of Mr. Clark, Mr. Chouteau and Mr. Lewis read into the record portions of Deposition of Joseph Peter Mazzola, dated July 30, 1976, Superior Court No. 708 889, and later read into the record portions of Deposition of Joseph Peter Mazzola, dated August 4, 1976, Superior Court No. 708 889. See pages 153-189 and pages 218-226 of transcript.)

EXHIBITS RECEIVED IN EVIDENCE

Plaintiff's Exhibits No. 2, No. 8, No. 9, No. 10, and No. 12, previously presented, were received in evidence.

Recess

The Board at 8:30 p.m. recessed until 8:45 p.m.

At 8:45 p.m. the Board reconvened with all members present.

WITNESSES

Mr. Harry L. Bridges, President of International Longshoremen and Warehousemen's Union, and San Francisco Port Com-

missioner, was called by defendant, and after being duly sworn, was examined by Mr. Lewis and by Mr. Agnost.

Mr. Sam Houston, Court Reporter, was called by plaintiff, duly sworn, and excused from testifying.

Mr. Don McCuaig, custodian of records for Station KTVU-TV, was called by plaintiff, duly sworn, and examined by Mr. Chouteau, Mr. Lewis, and Mr. Agnost.

EXHIBIT PRESENTED

A news film from KTVU-TV was presented and marked for identification as plaintiff's Exhibit No. 25.

President Kopp then ruled that the foregoing film and the films which were presented September 15th will continue to be marked for identification and that the City Attorney will present to the members of the Board a written summary of what the films depict, together with any statement as to relevancy which is deemed appropriate.

Decision of the Chair Overruled

After discussion of whether the films should be shown, Supervisor Tamaras, seconded by Supervisor Molinari, moved to appeal from the ruling of the President.

The President explained that the question is, "Shall the ruling to which objection has been made be allowed?", an aye vote sustains the ruling and a no vote overrules the ruling.

The roll was called and the President's ruling was overruled by the following vote:

Aye: Supervisors Francois—1

Noes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Objections Overruled

Mr. Lewis objected to showing the films and his objections were overruled by President Kopp.

Films Shown

Thereafter, films from KRON-TV, KGO-TV, and KPIX-TV, Exhibits 21-A, 21-B, and 21-D, respectively, were shown.

Recess

The Board at the hour of 11:00 p.m., recessed until September 17, 1976, at 7:00 p.m.

GILBERT H. BOREMAN, Clerk

Friday, September 17, 1976 — 7:00 p.m.

The Board of Supervisors reassembled, pursuant to recess September 16, 1976, for the purpose of continuing the hearing of the Mayor's charges against Joseph P. Mazzola, Airports Commissioner.

CALLING THE ROLL

The roll was called and the following members were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen —11.

Quorum present.

President Kopp presiding.

Films Shown

Films from KTVU-TV and KQED-TV were shown, Exhibits 25 and 21-C, respectively.

WITNESSES

The following witnesses were called by the plaintiff, duly sworn, and examined by Mr. Chouteau and Mr. Lewis:

Mr. Oral L. Moore, General Manager, Hetch-Hetchy Water and Power Department.

Mr. Dean Coffey, Assistant Superintendent, Maintenance Repair, Hetchy-Hetchy Project.

Mr. Curtis Green, General Manager, Municipal Railway.

Recess

The Board at the hour of 8:50 p.m., recessed until 9:05 p.m.

The Board at 9:10 p.m. reconvened with all members noted present.

WITNESSES

The following witnesses were called by plaintiff, duly sworn, and examined by Mr. Chouteau and Mr. Lewis:

Mr. Roy Samuels, Assistant Deputy Director for Airport Operations.

Mr. Jack Kenck, Manager, City Distribution Division, Water Department.

Mr. Kenneth Boyd, Acting General Manager, San Francisco Water Department.

Mr. S. M. Tatarian, Director of Public Works, City and County of San Francisco.

EXHIBIT PRESENTED

Plaintiff presented a newspaper clipping from page 4, San Francisco Chronicle, April 30, 1976, which was received in evidence and marked as Exhibit No. 26.

Recess

The Board at the hour of 10:45 p.m., recessed to 11:00 p.m.

The Board, at the hour of 11:00 p.m. reconvened with all members noted present.

Motion Denied

Mr. Chouteau moved in evidence, the films previously presented and identified as Exhibits 21-A, 21-B, 21-C, 21-D, and 25.

On objection by Mr. Lewis and advice of Mr. Purcell, President Kopp ruled motion denied.

EXHIBIT PRESENTED

Mr. Lewis offered in evidence a memorandum dated April 14, 1976, from the Director of Public Works entitled, "Chronology Relating to Delivery of Chemicals to the North Point Sewage Treatment Plant." Document received and marked as plaintiff's Exhibit F.

WITNESS

Ms. Mattie Jackson, Manager, San Francisco Joint Board of ILGWU and International Vice-President, and President of the San Francisco Board of Permit Appeals, was called by defense, duly sworn, and examined by Mr. Lewis and Mr. Agnost.

Recess

The Board, at the hour of 12:00 Midnight, recessed until September 19, 1976, at 5:00 P.M.

GILBERT H. BOREMAN, Clerk

Sunday, September 19, 1976 — 5:00 p.m.

The Board of Supervisors reassembled, pursuant to recess taken September 17, 1976, for the purpose of continuing the hearing of the Mayor's charges against Joseph P. Mazzola, Airports Commissioner.

CALLING THE ROLL

The roll was called and the following members were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen—11.

Quorum present.

President Kopp presiding.

WITNESSES

The following witnesses were called by the defense duly sworn, and examined by Mr. Lewis and Mr. Agnost:

Mr. William Chester, International Vice President, Longshoremen's and Warehousemen's Union and San Francisco Airports Commissioner.

(During examination of Mr. Chester by Mr. Lewis, Mr. Agnost's objections to two questions were put to a roll call vote of the Board as follows:

Q. "To your knowledge, has any member of the Board of Supervisors at any time called upon you or asked you to do anything about conditions at the Airport during the strike?"

Question allowed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales Mendelsohn, Molinari, Pelosi, von Beroldingen—8.

Noes: Supervisors Kopp, Nelder, Tamaras—3.

Q. "At any time, to your knowledge, did anyone from the Mayor's office or the Mayor, ask you, as an Airport Commissioner, to do anything about conditions at the Airport during the strike?"

Question allowed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales Mendelsohn, Molinari, Pelosi, von Beroldingen—8.

Noes: Supervisors Kopp, Nelder, Tamaras—3.)

Mr. Wallace R. Lynn, San Francisco Airports Commissioner.

Recess

The Board, at the hour of 6:30 p.m., recessed to 6:45 p.m.

The Board, at the hour of 6:45 p.m., reconvened with all members noted present.

WITNESSES

The following witnesses were called by the defense, duly sworn, and examined by Mr. Lewis and Mr. Agnost:

Mr. William E. McDonald, San Francisco Airports Commissioner.

Mr. John F. Henning, Executive Officer, AFL-CIO.

Mr. William K. Coblenz, Airports Commissioner.

Mr. Michael Bagen, Deputy Director, San Francisco Airport.

Mr. Stanley E. Jensen, Directing Business Representative, International Association of Machinists, District Nine, and Member, San Francisco Redevelopment Agency.

Mr. Jack Goldberger, Labor Official, Joint Council of Teamsters and Newspaper Drivers Union.

Mr. Leon Bruschera, Member, Retirement Board and Secretary of Firefighters Union.

Mr. Timothy J. Toomey, Executive Secretary-Treasurer, Hospital and Institution Union Workers, Local 250, and Vice President of Service Employees National Union, and Vice President, San Francisco Labor Council.

EXHIBITS PRESENTED

During the proceedings, the following were presented by the plaintiff and admitted into evidence:

Exhibit No. 27 — Minutes of Airports Commission meeting, April 20, 1976.

Exhibit No. 28 — Communication dated May 26, 1976, to City Attorney from Michael F. Bagen, Acting Director of Airport.

Exhibit No. 29 — Communication dated May 13, 1976 addressed to Honorable George Moscone from George Evankovich advising his resignation as Chairman of Housing Authority.

The defense presented a communication dated August 4, 1976, from Mayor Moscone to Mr. William H. McClennan, President, Public Employee Department AFL-CIO, 815 Sixteenth Street, NW, Washington, D.C., 20006, which was marked for identification as Exhibit G.

Recess

The Board, at the hour of 9:55 p.m., recessed until 10:10 p.m.

The Board, at the hour of 10:10 p.m. reconvened with all members noted present.

Objection Sustained

Mr. Lewis having rested his case, Mr. Agnost called Mr. Mazola as a witness. On objection by Mr. Lewis and on advice of

Mr. Purcell, President Kopp ruled that the objection be sustained.

Decision of the Chair Sustained

On objection by Supervisor Tamaras to decision of the Chair sustaining objection to appearance of Mr. Mazzola as a witness, a vote was taken on the question "Shall the ruling to which objection has been made be overruled"? and the President's ruling was sustained by the following vote:

Ayes: Supervisors Feinstein, Molinari, Nelder, Tamaras, von Beroldingen—5.

Noes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Pelosi—6.

WITNESS

Honorable George R. Moscone, Mayor of the City and County of San Francisco, was called by plaintiff, duly sworn, and examined by Mr. Agnost and Mr. Lewis.

Recess

The Board, at 12:00 midnight, recessed to 12:10 a.m.

The Board, at the hour of 12:10 a.m., reconvened with all members noted present.

Motion to Recess

At the conclusion of the Mayor's testimony, Supervisor Tamaras, seconded by Supervisor Feinstein, moved that the Board recess to 3:30 p.m., September 20, 1976.

Motion adopted by the following vote:

Ayes: Supervisor Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—10.

No: Supervisor Nelder—1.

Motions to Limit Arguments

Supervisor Gonzales, seconded by Supervisor Francois, moved that closing arguments be limited to one hour each.

Motion refused adoption by the following vote:

Ayes: Supervisors Barbagelata Feinstein, Francois, Gonzales, Tamaras—5.

Noes: Supervisors Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—6.

Supervisor Mendelsohn, seconded by Supervisor Pelosi, moved that closing arguments be limited to one hour and a half each.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Recess

The Board, at the hour of 12:50 a.m., recessed to 3:30 p.m., September 20, 1976.

GILBERT H. BOREMAN, Clerk

Monday, September 20, 1976 — 3:45 p.m.

The Board of Supervisors reassembled, pursuant to recess taken September 19, 1976, for the purpose of continuing the hearing of the Mayor's charges against Joseph P. Mazzola, Airports Commissioner.

CALLING THE ROLL

The roll was called and the following members were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Quorum present.

President Kopp presiding.

WITNESSES

The following witnesses were called by the defense, duly sworn, and examined by Mr. Lewis and Mr. Agnost:

Mr. John F. Crowley, Secretary-Treasurer of the San Francisco Labor Council.

Mr. Richard Allen, Chief of Engineering Services, Veterans Administration Hospital, Fort Miley.

Recess

The Board at the hour of 5:40 p.m. recessed until 5:50 p.m.

The Board at 5:50 p.m. reconvened with all members noted present.

WITNESS

Mr. Barney Speckman, Assistant Secretary of the San Fran-

cisco Labor Council, was called by the defense, duly sworn, and examined by Mr. Lewis and Mr. Agnost.

Recess

The Board at the hour of 6:50 p.m., recessed until 8:30 p.m.

The Board at 8:45 p.m., reconvened with all members noted present.

WITNESSES

The following witnesses were called by the defense, duly sworn, and examined by Mr. Lewis and Mr. Agnost:

Mr. William Dwyer, Director of San Francisco Airport.

(During examination of Mr. Dwyer a roll call vote was taken on objection of Mr. Lewis to a question by Supervisor Molinari, "Did you deem that (Mr. Mazzola's statement 'Don't worry about the Airport'.) to mean 'Don't worry about the Airport as far as the firefighters are concerned'? or, 'Don't worry about the Airport'?")

Question allowed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Mendelsohn, Molinari, von Beroldingen—6.

Noes: Supervisors Feinstein, Kopp, Nelder, Pelosi, Tamaras—5.)

Mr. Franz Glen, Business Manager of IBEW 1269, Local No. 6.

(During examination of Mr. Glen a roll call vote was taken on objection of Mr. Agnost to a question by Mr. Lewis, alluding to a telephone conversation between Mr. Mazzola and the Mayor, "And then what else following that did you hear him say?")

Question disallowed by the following vote:

Aye: Supervisor Francois—1.

Noes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.)

EXHIBITS PRESENTED

During the proceedings the following documents were presented by plaintiff and admitted into evidence:

Exhibit No. 30 — Agenda Item No. 3, Airports Commission meeting June 1, 1976.

Exhibit No. 31 — Agenda Item No. 4, Airports Commission meeting June 1, 1976.

Board of Supervisors Exhibit No. I — Undated “Memo for Strike File” prepared by William J. Dwyer.

Defendant’s Exhibit G, previously presented, was admitted in evidence.

Recess

The Board at the hour of 10:20 p.m. recessed until 10:40 p.m.

The Board at 10:45 p.m. reconvened with all members noted present.

WITNESSES

Pursuant to an earlier call from the Board, Miss Ena Zolezzi, Registered Nurse, Children’s Hospital, was duly sworn, and examined by Mr. Lewis and Mr. Agnost.

Motion Denied

Mr. Agnost requested permission to open the Mayor’s case in order to call an additional witness from the U.S. Public Health Hospital.

President Kopp denied motion to reopen.

Decision of the Chair Overruled

Upon objection by Supervisor Mendelsohn, the roll was called on the question, “Shall the motion of the Mayor through counsel, Mr. Agnost, to reopen the Mayor’s case in chief, be allowed?”

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Nelder, Tamaras, von Beroldingen—7.

Noes: Supervisors Francois, Kopp, Molinari, Pelosi—4.

Thereafter the plaintiff called Mr. John Connelly, Dialysis Technician, United States Public Health Service Hospital, who was duly sworn and examined by Mr. Chouteau and Mr. Lewis.

Recess

Supervisor Francois, seconded by Supervisor Nelder, moved to recess until 7:00 p.m. September 21, 1976.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—9.

Noes: Supervisors Gonzales, von Beroldingen—2.

Whereupon the hearing was recessed at 11:30 p.m.

GILBERT H. BOREMAN, Clerk

Tuesday, September 21, 1976 — 7:00 p.m.

The Board of Supervisors reassembled, pursuant to recess taken September 20, 1976, for the purpose of continuing the hearing of the Mayor's charges against Joseph P. Mazzola, Airports Commissioner.

CALLING THE ROLL

The roll was called and the following members were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Quorum present.

President Kopp presiding.

Objection Overruled

Supervisor Molinari asked Mr. Purcell as Legal Adviser to the Board, the definition of official misconduct under common law. Mr. Lewis objected to the question and his objection was overruled by President Kopp.

Decision of the Chair Sustained

Upon objection to the President's ruling by Supervisor Pelosi, the roll was called on whether the question by Supervisor Molinari to which an objection has been made be allowed.

Question allowed by the following vote:

Ayes: Supervisors Francois, Kopp, Mendelsohn, Molinari, Tamaras, von Beroldingen—6.

Noes: Supervisors Barbagelata, Feinstein, Gonzales, Nelder, Pelosi—5.

After discussion of procedural matters, Supervisor Molinari withdrew his request.

Thereafter Mr. Agnost presented his argument on behalf of the Mayor.

Recess

The Board at the hour of 8:40 p.m., recessed until 8:55 p.m.

The Board at 9:00 p.m. reconvened with all members noted present.

Mr. Lewis then presented his closing argument on behalf of Mr. Mazzola.

Recess

The Board at the hour of 10:05 p.m., recessed to 10:20 p.m.

The Board at 10:28 p.m. reconvened with all members noted present.

Mr. Agnost presented his closing argument.

Motion to Deliberate

Supervisor Francois, seconded by Supervisor Tamaras, moved that the Board proceed to deliberate without submission of questions.

After discussion Supervisor Francois, with the concurrence of Supervisor Tamaras, withdrew his motion.

Supervisor Barbagelata then read from a list of prepared legal questions which were responded to by Mr. Agnost.

Recess

The Board at the hour of 11:30 p.m., recessed for purposes of an Executive Session to deliberate.

Reconvening of the Board

The Board at 12:25 a.m. reconvened with all members, Counsel and Mr. Mazzola noted present.

Adopted

Upon request of President Kopp, the Clerk presented and read the following resolution:

STATING THE FINDINGS OF THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO CONCERNING CHARGES OF OFFICIAL MISCONDUCT PREFERRED BY THE MAYOR OF THE CITY AND COUNTY ON SEPTEMBER 1, 1976, AGAINST JOSEPH P. MAZZOLA AS AN AIRPORTS COMMISSIONER; SUSTAINING SAID CHARGES AND REMOVING JOSEPH P. MAZZOLA FROM THE OFFICE OF AIRPORTS COMMISSIONER.

File 478-76, Resolution No. 741-76

“THE BOARD OF SUPERVISORS, pursuant to the authority granted to it by Section 8.107 of the Charter of the City and County of San Francisco having heretofore received those certain charges dated September 1, 1976 by GEORGE R. MOSCONE, Mayor of the City and County of San Francisco, charging said JOSEPH P. MAZZOLA, an Airports Commissioner of said City and County, with official misconduct, met to hear said charges on September 15th, 16th, 17th, 19th, 20th, 21st and 22nd of 1976, all members of said Board of Supervisors being present, and said JOSEPH P. MAZZOLA being present in person and with his

attorney, to answer said charges; and evidence, both oral and documentary, having been received, and said matter being submitted, the Board of Supervisors finds as follows:

“1. On September 1, 1970, Joseph P. Mazzola was appointed to the position of Airports Commissioner of the City and County of San Francisco. Joseph P. Mazzola has served in said position continuously since that date until the date of his suspension on September 1, 1976. As an Airports Commissioner, it was Joseph P. Mazzola’s duty to act at all times to further the best interest of the airport and of the City and County of San Francisco.

“2. At all times herein mentioned, Joseph P. Mazzola had been employed by Local 38 of the International Union of Plumbers and Pipefitters as Business Manager and Financial Secretary-Treasurer.

“3. From on or about March 31, 1976, until on or about May 8, 1976, Local 38, in concert with other local unions, perpetrated a strike against the City and County of San Francisco.

“4. As a result of this strike, services provided by the City and County of San Francisco were disrupted and impaired; the City and County lost revenues it would otherwise have received and the citizens of the City and County and other patrons of it were deprived of needed public services.

“5. At all times relevant herein Joseph P. Mazzola encouraged, aided, and helped to further the initiation, perpetration, and continuance of said strike against the City and County of San Francisco; that said acts were contrary to its interests and the interests of the people of the City and County of San Francisco.

“That, based upon said findings, said Board concluded that said JOSEPH P. MAZZOLA did commit acts constituting official misconduct and that he should be and is hereby removed from office of Airports Commissioner of the City and County of San Francisco; now, therefore, be it

“RESOLVED, That the charges set forth in the charges preferred by the Mayor of the City and County of San Francisco against JOSEPH P. MAZZOLA, Airports Commissioner of said City and County, on September 1, 1976, are sustained by the evidence adduced before said Board at hearings held by said Board on September 15th, 16th, 17th, 19th, 20th, 21st and 22nd of 1976, and that by reason thereof said JOSEPH P. MAZZOLA is hereby removed from the office of Airports Commissioner of the City and County of San Francisco.”

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

No: Supervisor Barbagelata—1.

ADJOURNMENT

The Board, at the hour of 12:35 a.m., September 22, 1976 adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors April 4, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, SEPTEMBER 20, 1976 — 2:03 P.M.

TUESDAY, SEPTEMBER 21, 1976 — 4:20 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, September 20, 1976 — 2:03 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, September 20, 1976, 2:03 p.m.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Pelosi, Tamaras—8.

Absent: Supervisors Mendelsohn, Nelder, von Beroldingen—3.

Quorum present.

President Kopp presiding.

Supervisor Nelder noted present at 2:04 p.m.

Supervisor von Beroldingen noted present at 2:05 p.m.

Supervisor Mendelsohn noted present at 2:40 p.m.

UNFINISHED BUSINESS

Finally Passed

The following recommendations of Finance Committee were taken up:

Ordinance amending Annual Salary, 1976-77, Section 545010, Public Health, Veneral Disease Control to reflect the restoration of one position of Supervising Physician Specialist; effective January 1, 1977; companion measure to File 101-76-19.

File 102-76-31, Ordinance No. 347-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance authorizing settlement of litigation of Stephen Gail Bywater against the City and County by payment of \$1,100.

File 45-76-22, Ordinance No. 396-76

(Superior Court Action No. 701-299)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Adopted as Amended

The following recommendation of Fire, Safety and Police Committee was taken up:

Resolution urging Department of Public Works to close St. Francis Boulevard at St. Francis Circle to eastbound traffic for a period of sixty days for experimental purposes.

File 20-76-16.1, Resolution No. 764-76

(Supervisor Gonzales dissenting in Committee)

(Department of Public Works to conduct traffic studies when schools have resumed session, and then install a temporary barrier for a sixty-day trial.)

Motion to Amend Withdrawn

Supervisor Molinari, seconded by Supervisor Gonzales, moved amendment as follows: Lines 10 and 20, delete the words "sixty-day period" and substitute "thirty-day period";.

Supervisor Molinari, with consent of Supervisor Gonzales, withdrew his motion to amend.

Adopted as Amended

Supervisor Francois, seconded by Supervisor Gonzales, moved amendment by adding: "Further Resolved, That the Department of Public Works report to the Fire, Safety and Police Committee thirty days after the program is initiated".

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Consideration Continued

The following from Legislative and Personnel Committee without recommendation was taken up:

Ordinance amending the Administrative Code by amending Section 16.213 thereof, relating to unfair labor practices.

File 180-76-1, Ordinance No.

Supervisor Feinstein, seconded by Supervisor Molinari, moved to continue until September 27, 1976.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Suspension of Rules

Adopted

Supervisor Barbagelata, seconded by Supervisor Francois, moved suspension of the rules, in order to take up the following:

No objection and motion carried.

Resolution authorizing the Mayor to expend CETA Title I funds for a comprehensive employment and training program during the months of October and November of 1976.

Supervisors Molinari and Barbagelata presented:

File 68-76-31.2, Resolution No. 751-76

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen

Absent: Supervisor Pelosi—1.

NEW BUSINESS

Passed for Second Reading as Amended

The following recommendations of Finance Committee were taken up:

Ordinance appropriating (((\$15,000,)) \$45,000 Social Services, for homeownership-loan over Federal maximum.

File 101-76-32, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Rescission of Action

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved that the foregoing vote be rescinded.

No objection and motion carried.

Motion to Amend

Supervisor Barbagelata, seconded by Supervisor Francois, moved to amend by deleting "\$15,000" and substituting "\$45,000".

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Passed for Second Reading

Ordinance appropriating \$479,788, Social Services, for Recreation Center for the Handicapped—social rehabilitation training program for adults; rescinding \$119,947, Recreation and Park, Special Services, Handicapped Program.

File 101-76-33, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance amending Administrative Code relating to the funding for the Deelinquency Prevention Commission. (Supervisor Kopp)

File 396-76, Ordinance No.

(Amends Section 20.52)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Resolution authorizing acceptance of gift of two unmarked

vehicles from Bayview Federal Savings and Loan Association for use by the Police Department.

File 38-76-42, Resolution No. 766-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Consideration Continued

Resolution accepting gift of \$10,987 from United Way of Bay Area for use by the Department of Social Services.

File 38-76-43, Resolution No.

(For training and rehabilitation services for mentally retarded adults from August 1, 1976 to June 30, 1977.)

Supervisor Molinari, seconded by Supervisor Francois, moved to continue subject measure until September 27, 1976.

No objection; motion adopted.

Adopted

Resolution authorizing extension of certain leases of real property for use by the Sheriff's Department.

File 64-76-31, Resolution No. 769-76

(1182 Market Street for Coordination Center and the Ombudsman Grant, Orpheum Building Company as lessor, at monthly rental of \$325;

1005 Market Street, for Women's Resource Center, Anders Land Company as lessor, at monthly rental of \$120.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Passed for Second Reading

Ordinance authorizing settlement of litigation of Tomio Iwamoto against the City and County by payment of \$750.

File 45-76-23, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Resolution denying application of Elizabeth Sooy Simpson for leave to present a late claim against the City and County.

File 50-76-38, Resolution No. 768-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Consideration Continued

The following recommendations of Governmental Services Committee were taken up:

Resolution declaring policy of the City and County not to do business with any firm or corporation which practices discrimination against persons of the Jewish faith.

File 328-76, Resolution No.

Supervisor Pelosi, seconded by Supervisor Tamaras, moved to continue until September 27, 1976.

No objection; motion adopted.

Adopted as Amended**Resolution opposing Southern Pacific Transportation Company's application for authority to increase commute fares on the Peninsula.**

File 360-76, Resolution No. 775-76

Supervisor Kopp, seconded by Supervisor Barbagelata, moved amendment as follows: Page 2, line 2, delete "coming to an end" and substitute "concluded on or about", line 3 delete "via" and "under the direction of" and substitute "of" for "via" and "directed by" for "under the direction of"; line 4, delete "making" and substitute "and should make"; line 5, delete "and" and substitute "as well as"; line 18, delete "that" and substitute "as"; line 27, delete "forthcoming" after "hearings" insert "now in progress"; line 28 delete "testify regarding the" and substitute "that"; line 29, after "Supervisors", insert "be presented to said Public Utilities Commission".

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

The following recommendations of Urban and Consumer Affairs Committee were taken up:

Resolution supporting the establishment of a memorial to the fishermen lost at sea.

File 238-76, Resolution No. 773-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Resolution rescinding Resolution No. 270-76, concerning location of the official flag of San Francisco; requesting retention of the flag by the Society of California Pioneers.

File 262-76-2, Resolution No. 774-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Resolution urging Recreation and Park Commission to include in the master plan for expansion of the Zoo provision for restoration of Fleishhacker Pool.

File 379-76, Resolution No. 776-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

The following recommendations of Rules Committee were taken up:

Resolution requesting Mayor's Fiscal Policy Committee to review all requisitions for filling vacant positions and to submit same to the Finance Committee with findings; recommending those deemed to be in accord with expressed Board budgetary policies; authorizing the Finance Committee to release such requisitions, informing the department head of requisitions not approved for release; providing that such actions of the Finance Committee are to be taken in duly announced public meeting; rescinding Resolution No. 165-75. (Supervisor Barbagelata)

File 165-75-1, Resolution No. 772-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Resolution appointing Supervisor Robert E. Gonzales as an official representative to discuss implementation of train service between Sacramento and the Bay Area.

File 92-76-27, Resolution No. 770-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Resolution appointing members of various City and County Agencies.

File 92-76-35, Resolution No. 771-76

(Multilingual Citizens Task Force

Mr. Carlos Navarro, vice Mrs. Marlene Gerdtz-Pinzon, resigned; for an indefinite term.

Child Health and Disability Prevention Advisory Board

Mrs. Sheila Holderness (Nominee of Supervisor Nelder), vice Mr. Charles R. Lawrence, resigned; for an unexpired term ending September 1, 1978;

Dr. Phyllis Stubbs (Board nominee) vice herself; for a term expiring September 18, 1979.

San Francisco Emergency Medical Care Committee

Steven Neil Parks, M.D., vice Mr. Ronald F. Baireuther, resigned; for an indefinite term;

Mrs. Roland (Merriam) Levy, vice Miss Marguerite Warren, resigned; for an indefinite term.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Consideration Continued

Resolution establishing a select committee of five citizens to review the present structure and responsibilities of the Office of Chief Administrative Officer and recommend to the Board a comprehensive Charter amendment to modernize that office and make appropriate reforms in the Executive Branch.

File 443-76, Resolution No.

(Supervisors Barbagelata dissenting in Committee)

Supervisor Francois, seconded by Supervisor Nelder, moved to continue until September 27, 1976.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Motion accepting the proposed letter of response to that portion of the 1975-76 Grand Jury Report pertaining to County Government matters under the control of the Board.

File 39-75-3

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Passed for Second Reading

The following recommendations of Fire, Safety and Police Committee were taken up:

Ordinance amending Traffic Code by establishing speed limits on John Muir Drive.

File 475-76, Ordinance No.

(Amends Section 178.05;

Adds Section 176.26.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Resolution designating certain intersections as Stop intersections.

File 18-76-25, Resolution No. 760-76

Edinburgh Street and Italy Avenue, all corners, creating a 4-way Stop,

Munich Street and Brazil Avenue, all corners, creating a 4-way Stop,

Green and Jones Streets, all corners, creating a 4-way Stop,
Scott and Waller Streets, all corners, creating a 4-way Stop,
41st Avenue and Rivera Street, all corners, creating a 4-way Stop,

Sixth and Sixteenth Streets, n/w corner,

27th Avenue and Kirkham Street, n/w and s/e corners,

Sutter and Steiner Streets, n/e and s/w corners,
Jennings Street, Evans Avenue and Middlepoint Road, n/w
corner,
32nd Avenue and Ulloa Street, n/e and s/w corners,
42nd Avenue and Moraga Street, n/w and s/e corners, and
45th Avenue and Lawton Street, all corners, creating a
4-way Stop,
Missouri and Sierra Streets, s/e corner.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales,
Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von
Beroldingen—11.

**Resolution enacting parking and stopping regulations on
Myrtle Street.**

File 19-76-7.1, Resolution No. 761-76

(No Parking At Any Time

Myrtle Street, n/side between Franklin Street and Van
Ness Avenue.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn,
Molinari, Pelosi, Tamaras, von Beroldingen—8.

No: Supervisor Gonzales—1.

Absent: Supervisors Feinstein, Nelder—2.

**Resolution enacting parking and stopping regulations on
various streets.**

File 19-76-14, Resolution No. 762-76

**Parking Restricted, 1 Hour, 7 a.m. to 6 p.m.—Revoke
and Parking Restricted, 2 hours, 7 a.m. to 6 p.m.—
Establish**

Portola Drive, Fowler Avenue to Evelyn Way, the north-
erly half of the parking area located on the south side of
Portola Drive.

Parking, 45 degree angle, Permitted

Spear Street, east side, between Market and Mission Streets

No Parking At Any Time

Elm Street, south side, between Van Ness Avenue and a
point approximately 140 feet easterly.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp,

Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Nelder—2.

Resolution enacting traffic regulations, various streets.

File 20-76-14, Resolution 763-76

Close Crosswalk

Close the crosswalk crossing 3rd Street on the n/side of Folsom Street.

Median Island Extension

Extend the median island on Guerrero Street across the intersection at 21st Street.

One Way Street—Revoke

Elm Street between Van Ness Avenue and a point approximately 140 feet easterly

One Way Street—Establish

Oakwood Street, between 18th and 19th Streets, one-way northbound
Pixley Street, between Steiner and Fillmore Streets, one-way eastbound

Left Turn Prohibited

Union Street, westbound at Larkin Street

Double Left Turn Permitted

Evans Avenue, northbound at Army Street

Right Lane Must Turn Right, Buses Excepted

Leavenworth Street, northbound at Post Street

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Nelder—2.

Resolution revoking traffic regulations on Myrtle Street.

File 20-76-21.1, Resolution No. 761-76

(One-Way Street—Revoke

Myrtle Street, between Franklin Street and Van Ness Avenue.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—8.

No: Supervisor Gonzales—1.

Absent: Supervisors Feinstein, Nelder—2.

Resolution authorizing temporary closing of certain streets.

File 42-76-51, Resolution No. 767-76

(Inside lane around Lake Merced, September 26, 1976, from 8 a.m. to 3 p.m. for AAU cycling race;

Irving Street between Ninth Avenue and Funston Street, October 9-10, 1976, from 7 a.m. to 7 p.m. each day, for street fair.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Nelder—1.

Continued to Recessed Meeting

The following from the Clerk was taken up:

Resolution accepting highest bid for sale of various City and County San Francisco general obligation bonds in the aggregate amount of \$59,983,000.

File 355-76-8, Resolution No.

Supervisor Francois, seconded by Supervisor Feinstein, moved the measure be continued to a recessed meeting on September 21, 1976.

No objection; motion adopted.

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of Absence—Eugene L. Friend, President, Recreation and Park Commission, September 9-15; Thomas J. Mellon, Chief Administrative Officer, September 20-30; with permission to leave the State.

File 1-76, Resolution No. 506-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Resolution endorsing Propositions 3 and 12 on the November 2, 1976 ballot.

Supervisors Mendelsohn and Pelosi presented:

File 12-76-86

Referred to State and National Affairs Committee

Resolution supporting State Proposition 14 on the November 1976 ballot, the farmworkers' initiative.

Supervisors Mendelsohn, Gonzales, Feinstein, Francois, Pelosi, and von Beroldingen presented:

File 12-76-85

Referred to State and National Affairs Committee

Request for hearing on temporary closing to all but Municipal Railway traffic on Polk Street between Sacramento and Bush Streets from 9 p.m. October 31, 1976 to 2 a.m., November 1, 1976.

Supervisor Mendelsohn presented:

File 42-76-61

Referred to Fire, Safety and Police Committee

Request for hearing to be held to consider installation of stop signs northbound and southbound at 15th Avenue and Wawona Street.

Supervisor Molinari presented:

File 18-76

Referred to Fire, Safety and Police Committee

Request for hearing to be held to consider proposal to reduce speed limit to 25 miles per hour on Portola Drive and Sloat Boulevard.

Supervisor Barbagelata presented:

File 20-76

Referred to Fire, Safety and Police Committee

Request that hearings be held to consider the traffic pattern on Delmar Street between Frederick and Waller Streets with a view to changing from a two-way to a one-way flow.

Supervisor Feinstein presented:

File 20-76

Referred to Fire, Safety and Police Committee

Request that hearings be held to consider possibility of de-

leting from police code current requirement that cab companies carry insurance of "not less than \$2,000,000".

Supervisor Francois presented:

File 182-76-1

Referred to Fire, Safety and Police Committee

Request that hearings be held to determine whether the City and County is losing money where the Goodman Building is concerned.

Supervisor Francois presented:

File 306-76-2

Referred to Finance Committee

Ordinance amending the Administrative Code, Article XI.A, Chapter 16 thereof, by amending Section 16.210 relating to the establishment of a representation unit for all Municipal Railway employees.

Supervisor Francois presented:

File 283-76-1

Referred to Legislative and Personnel Committee

Adopted

Resolution authorizing temporary closing of certain streets.

Supervisor Francois presented:

File 42-76-58, Resolution No. 745-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Referred to Committee

Resolution establishing Board policy regarding traffic diversion projects.

Supervisor Barbagelata presented:

File 409-76-3

Referred to Fire, Safety and Police Committee

Adopted

Motion that the Board award Certificates of Honor to the following:

Vice Admiral Samuel L. Gravely, Jr., USN (Supervisor Feinstein)

Eleanor Trulsen (Supervisor Feinstein)

Members, Ballot Simplification Committee (Supervisor Kopp)

Don E. Anderson (Supervisor Francois)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Motion that the Board recess its meeting this day in respect to the memory of deceased as follows:

Nickolas J. Listorti (Supervisor Molinari)

Leigh Athearn (Supervisor Mendelsohn)

Robert I. McCarthy (Supervisors Kopp, Pelosi)

Cecil Mosbacher (Supervisor Kopp)

RECESS

The Board of Supervisors then recessed at 6:10 p.m., until 4 p.m., September 21, 1976.

RECESSED MEETING

Tuesday, September 21, 1976 — 4.20 p.m

In meeting of the Board of Supervisors, San Francisco, Tuesday, September 21, 1976, 4:20 p.m., the Board of Supervisors met in recessed session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—6.

Absent: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn—5.

Quorum present.

Supervisor Kopp Presiding.

Supervisor Barbagelata noted present at 4:22 p.m.

Adopted

The following from the Clerk was taken up:

Resolution accepting highest bid for sale of various City and County of San Francisco general obligation bonds in the aggregate amount of \$49,983,000.

File 355-76-8, Resolution No. 742-76

Supervisor von Beroldingen, seconded by Supervisor Tamaras, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Francois, Gonzales, Mendelsohn—4.

Motion that the Board award Certificate of Honor to the following:

Salvatore Reina (Supervisor Molinari)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Francois, Gonzales, Mendelsohn—4.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased as follows:

Norman Kelly (Supervisor Molinari)

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:26 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors April 11, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, SEPTEMBER 27, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, September 27, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, September 27, 1976 — 2:00 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Quorum present.

President Kopp presiding.

Supervisor Barbagelata noted present at 3:15 p.m.

Supervisor Gonzales excused. (On official Leave of Absence.)

Supervisor Nelder noted present at 2:05 p.m.

Supervisor Tamaras noted present at 2:07 p.m.

SPECIAL ORDER — 2:00 P.M.

Hearing Held

Public hearing of objections to the request of the Director of Public Health that delinquent garbage collection service fees be made a special assessment against certain parcels of real property to which such service was rendered and for which the fees were paid by the City and County.

File 465-76.

The privilege of the floor was granted to the following:

N. Arden Danekas, 1327 Cabrillo Street

Anna York, 135 Lee Avenue

George W. Green, 110 Beverly Street

Ismael L. Grajeda, 201 Athens Street
Richard Pilat, 2018 Bush Street
Enola D. Maxwell, 1029 Shrader Street
Stuart Yeramian, 207 Faxon Avenue
Johnnie Taylor, 1742 Waller Street
Patrick J. Conroy, 205 Twelfth Avenue

There being no one else present who wished to speak, the Chair declared the hearing concluded.

Consideration Continued

The following from the Clerk was taken up:

Resolution confirming report of delinquent charges for refuse collection services submitted by the Director of Public Health pursuant to provisions of Section 291 of the Health Code; creating a special assessment against certain parcels of real property to which service was rendered and for which fees were paid by the City and County.

File 465-76, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Pelosi, moved adoption.

In order to give Mr. Richard Broshears, representing the Director of Public Health an opportunity to adjudicate and resolve the conflicts of protestants, Supervisor Francois, seconded by Supervisor Nelder, moved as a substitute motion that consideration be continued to October 4, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendeslohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

SPECIAL ORDER — 2:00 P.M.

Hearing Held

Hearing of all persons interested in or objecting to the proposed vacation of portions of Hudson Avenue, Ingalls Street and Hawes Street within the Hunters Point Approved Redevelopment Project and adjacent areas.

File 450-76-2.

The Chair inquired if anyone present wished to speak. There being no response, the Chair declared the hearing concluded.

Adopted

The following from Streets and Transportation Committee was taken up:

Resolution vacating portions of Hudson Avenue, Ingalls Street and Hawes Street within the Hunters Point Approved Redevelopment Project and adjacent areas.

File 450-76-2, Resolution No. 786-76.

Supervisor Francois, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

SPECIAL ORDER — 2:00 P.M.

Hearing Held

Hearing of all persons interested in or objecting to the proposed vacation of portions of Kirkwood Avenue and McKinnon Avenue between Toland and Rankin Streets.

File 451-76-2.

The Chair inquired if anyone present wished to speak. There being no response, the Chair declared the hearing concluded.

Adopted

The following from Streets and Transportation Committee was taken up:

Resolution vacating portions of Kirkwood Avenue and McKinnon Avenue between Toland and Rankin Streets.

File 451-76-2, Resolution No. 787-76.

Supervisor Nelder, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

UNFINISHED BUSINESS

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance appropriating \$45,000, Social Services, for homeownership-home over Federal maximum.

File 101-76-32, Ordinance No. 400-76.

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

Ordinance appropriating \$479,788, Social Services, for Recreation Center for the Handicapped—social rehabilitation training program for adults; rescinding \$119,947, Recreation and Park, Special Services, Handicapped Program.

File 101-76-33, Ordinance No. 401-76.

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

Ordinance amending Administrative Code relating to the funding for the Delinquency Prevention Commission. (Supervisor Kopp)

File 396-76, Ordinance No. 407-76.

(Amends Section 20.52.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

Adopted

(See infra for rescission of action.)

Resolution accepting gift of \$10,987 from United Way of Bay Area for use by the Department of Social Services.

File 38-76-43, Resolution No.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

Finally Passed

Ordinance authorizing the settlement of litigation of Tomio Iwamoto against the City and County by payment of \$750.

File 45-76-23, Ordinance No. 339-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn,

Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Molinari—3.

Passed for Second Reading

The following from Legislative and Personnel Committee without recommendation, heretofore considered, was taken up:

Ordinance amending the Administrative Code by amending Section 16.213 thereof, relating to unfair labor practices. (Supervisor Feinstein)

File 180-76-1, Ordinance No.

The Clerk announced that at the previous meeting Supervisor Feinstein, seconded by Supervisor Molinari, had moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn, Nelder, Tamaras, von Beroldingen—6.

Noes: Supervisors Barbagelata, Kopp, Molinari, Pelosi—4.

Absent: Supervisor Gonzales—1.

Consideration Continued

The following recommendation of the Finance Committee heretofore adopted was taken up:

Resolution accepting gift of \$10,987 from United Way of Bay Area for use by the Department of Social Services.

File 38-76-43, Resolution No.

Supervisor Molinari, who had been absent from his place when the roll was called, explained that he wished to rescind the vote by which the subject legislation was adopted. Supervisor Molinari, seconded by Supervisor Nelder, moved that the Board rescind its action.

Motion to rescind carried by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Supervisor Molinari, seconded by Supervisor Nelder, moved that consideration be continued to October 4, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp,

Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Consideration Continued

The following recommendations of Governmental Services Committee were taken up:

Resolution declaring policy of the City and County not to do business with any firm or corporation which practices discrimination against persons of the Jewish faith. (Supervisors Kopp, Mendelsohn)

File 328-76, Resolution No.

Supervisor Pelosi, seconded by Supervisor Feinstein, moved that consideration be continued to November 8, 1976.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Molinari assumed the Chair in order that the President might participate in the debate from the floor.

Failed Adoption

The following recommendation of Rules Committee, heretofore considered, was taken up:

(Supervisor Barbagelata dissenting in Committee.)

Resolution establishing a select committee of five citizens to review the present structure and responsibilities of the Office of Chief Administrative Officer and recommend to the Board a comprehensive Charter amendment to modernize that office and make appropriate reforms in the Executive Branch. (Supervisors Mendelsohn, Feinstein, Molinari, Kopp)

File 443-76, Resolution No.

Motion to Amend

Supervisor Mendelsohn reminded the members that at the last meeting he had offered an amendment, as follows: "FURTHER RESOLVED, That no more than a simple majority of the committee may be of the same sex."

Supervisor Mendelsohn, seconded by Supervisor Feinstein, moved adoption.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Mendelsohn, Nelder, Tamaras, von Beroldingen—7.

Noes: Supervisors Kopp, Molinari, Pelosi—3.

Absent: Supervisor Gonzales—1.

After the result of the vote was announced, Supervisor Kopp informed the members that he was now withdrawing his support for the resolution.

Thereupon the roll was called on the resolution as amended and it failed adoption by the following vote:

Ayes: Supervisors Feinstein, Mendelsohn, Molinari, Pelosi, von Beroldingen—5.

Noes: Supervisors Barbagelata, Francois, Kopp, Nelder, Tamaras—5.

Absent: Supervisor Gonzales—1.

The President reassumed the Chair.

Finally Passed

The following recommendation of Fire, Safety and Police Committee, heretofore considered, was taken up:

Ordinance amending Traffic Code by establishing speed limits on John Muir Drive.

File 475-76, Ordinance No. 404-76.

(Amends Sections 178.05; adds Section 176.26.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

NEW BUSINESS

Passed for Second Reading

The following recommendations of Planning, Housing and Development Committee were taken up:

Ordinance adopting Zoning Map amendment, changing use classification of specified property located in the area of Townsend, Third, King and Fourth Streets from M-2 District to C-M District. (Supervisor Kopp)

File 36-76-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance adopting Zoning Map amendment, changing use classification of specified property located at the intersection of Sickles and Cayuga Avenues and Alemany Boulevard from C-1 District to C-2 District. (Supervisor Kopp)

File 36-76-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Rereferred to Committee

Resolution urging City Planning Commission to require conditional use approval of all fast food facilities, branch banks and savings and loan association branch offices. (Supervisors Feinstein, Mendelsohn, Pelosi)

File 485-75, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Pelosi, moved rereferral to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

Adopted

Resolution designating and describing the southwest corner of Stockton and Washington Streets as a redevelopment survey area to implement the Chinatown 701 Planning Project.

File 466-76, Resolution No. 788-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—7.

Noes: Supervisors Barbagelata, Kopp—2.

Absent: Supervisors Gonzales, Nelder—2.

Temporarily Postponed

The following recommendation of Joint Streets and Transportation/Fire, Safety and Police Committee was taken up:

Resolution enacting traffic regulations to implement a portion of the Transit Preferential Streets Program; requesting City departments to report on the effectiveness thereof; rescinding Resolution No. 140-74.

File 20-76-7.1, Resolution No.

Supervisor Barbagelata, seconded by Supervisor Francois, moved that consideration be temporarily postponed.

No objection and motion carried.

Adopted

The following recommendations of Streets and Transportation Committee were taken up:

Resolution approving map showing the widening of Hudson Avenue, Ingalls Street, Northridge Road and Kiska Road within the Hunters Point Approved Redevelopment Project.

File 35-76-2, Resolution No. 781-76.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Pelosi—3.

Resolution approving map showing the opening of public streets in the New Hunters Point Community Unit 5.

File 35-76-3, Resolution No. 782-76.

(Rosie Lee Lane, Lillian Street, Espanola Street, Beatrice Lane and Matthew Court.)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Pelosi—3.

Resolution establishing as the policy of the City and County, opposition to the proposed plan of the Southern Pacific Railroad to discontinue commuter service between San Francisco, San Mateo and Santa Clara Counties and substitute van service. (Supervisors Molinari, Francois, Nelder)

File 360-76-2, Resolution No. 785-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Pelosi—3.

Resolution declaring intention to order the vacation of Louisa Alley and portions of Clara and Shipley Streets within the Yerba Buena Center Approved Redevelopment Project; fixing date of Monday, November 1, 1976, at 2:00 p.m., for public hearing thereon.

File 469-76-1, Resolution No. 789-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Gonzales, Pelosi—3.

Resolution granting revocable permission to Redevelopment Agency and La Salle Apartments for private parking in public street right-of-way areas in Site A and Site B of Phase II of the Hunters Point Redevelopment Project.

File 488-76, Resolution No. 790-76.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Gonzales, Pelosi—3.

Referred to Committee

The following from the Emergency Calendar was taken up:

Ordinance appropriating \$100, District Attorney, Family Support Unit, for change fund; an emergency measure.

File 101-76-41, Ordinance No.

Referred to Finance Committee.

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence — Patricia Carlisle, Commissioner, Art Commission, September 14-December 5; Herman E. Gallegos, Police Commissioner, September 14-22, September 24-October 6, October 10-22, October 24-November 3; Robert E. Gonzales, Member, Board of Supervisors, September 24-October 10; Reverend James A. Hall, Police Commissioner, September 30-October 18; Claire C. Pilcher, Commissioner, Board of Permit Appeals, September 30-October 14, 1976; with permission to leave the State.

File 1-76, Resolution No. 757-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Gonzales, Pelosi—3.

The following recommendation of Joint Streets and Transportation/Fire, Safety and Police Committee, heretofore considered and temporarily postponed, was taken up:

Resolution enacting traffic regulations to implement a portion of the Transit Preferential Streets Program; requesting City departments to report on the effectiveness thereof; rescinding Resolution No. 140-74.

File 20-76-7.1, Resolution No. 780-76

Motion to Amend

Supervisor Barbagelata, seconded by Supervisor Francois as a courtesy, moved amendment of the first Further Resolved clause to delete the Department of City Planning and the Municipal Railway from the requirement of reporting back to the Board of Supervisors after six months.

After discussion Supervisor Barbagelata, seconded by Supervisor Pelosi, moved as an amendment to his pending motion that the Department of Public Works shall be the lead agency in this program and seek the support and advice of all departments involved, including the Department of City Planning, the Municipal Railway and the Police Department, and any other department which might have input to resolve that particular issue

Motion to amend failed by the following vote:

Ayes: Supervisors Barbagelata, Kopp—2.

Noes: Supervisors Feinstein, Francois, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent. Supervisor Gonzales.—1.

Resolution adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Barbagelata—1.

Absent: Supervisor Gonzales—1.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Request that hearings be held to consider installation of Stop signs at all four corners of 16th Avenue and Irving Street.

Supervisor Molinari presented:

File 18-76.

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Molinari, joined by Supervisors Feinstein and Francois, requested that a letter be directed to the City Attorney asking for a draft of the following two Charter amendments: (1) To provide that in the event an officer or member of a labor union is appointed and serves as a member of a board or commission of the City and County which administers or oversees a department which employs members of said union and a strike occurs involving members of the union and the City, the Commissioner shall immediately resign; (2) To prohibit any union officer or member from serving on any commission or board of the City and County which administers or oversees a department which employs members of said union.

No objection and Clerk directed to comply.

Supervisor Molinari requested that a letter be addressed to Mr. Samuel B. Stewart, president of the Sponsors of San Francisco Performing Arts Center, Inc., requesting that he submit to the Board a copy of their pledge form together with their written opinion on whether the terms of the pledge are enforceable.

No objection and Clerk directed to comply.

Supervisor Tamaras requested that a letter be directed to the Civil Service Commission requesting that they hold public hearings on the implementation of Ordinance No. 222-68, which relates to periodic physical examinations for police and firemen.

No objection and Clerk directed to comply.

Finally Passed

Ordinance amending Article IV, Chapter 16, Administrative Code, by amending Section 16.42 thereof, relating to persons included in Retirement System; an emergency ordinance.

Supervisor Kopp presented:

File 453-76-1, Ordinance No. 398-76

Supervisor Barbagelata, seconded by Supervisor Feinstein, moved final passage.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Referred to Committee

Ordinance amending Ordinance No. 228-70 (Payroll Expense Tax Ordinance) by amending Section 3 thereof, relating to the rate of tax to become operative November 1, 1976.

Supervisor Feinstein presented:

File 267-76-1, Ordinance No.

Referred to Finance Committee.

Ordinance amending Ordinance No. 315-76 (Documentary Stamp Transfer Tax) by amending Section 2 thereof relating to the rate of tax imposed to become operative November 1, 1976.

Supervisor Feinstein presented:

File 268-76-1, Ordinance No.

Referred to Finance Committee.

Ordinance amending Ordinance No. 245-68 (Business Tax Ordinance) by amending Sections 4.01 through 4.13 and 4.15 thereof, relating to tax rates; effective January 1, 1977.

Supervisor Feinstein presented:

File 269-76-1, Ordinance No.

Referred to Finance Committee.

Ordinance amending Part III, Article 10 of the Municipal Code (Ordinance No. 287-70), by amending Section 703 thereof to increase the rate of Telephone Users Tax.

Supervisor Feinstein presented:

File 270-76-4, Ordinance No.

Referred to Finance Committee.

Ordinance amending Part III of the San Francisco Municipal Code by amending Section 602 thereof relating to imposition of tax on the occupancy of parking space in parking stations; establishing an operative date.

Supervisors Feinstein, Francois and Kopp jointly presented:

File 491-76, Ordinance No.

Referred to Finance Committee.

Supervisor Feinstein requested that the above five ordinances be scheduled for public hearing by the Finance Committee on Thursday, September 30, 1976.

Referred to Committee

Request that hearings be held to consider urging the State Legislature to increase the State Sales Tax.

Supervisor Nelder presented:

File 12-76.

Referred to Finance Committee.

Referred to Committee

Resolution authorizing Director of Public Health and Department of Public Health to enter into subcontracts for participation or organizations and individuals in the National Influenza Immunization Program of 1976, at no cost to the City and County of San Francisco.

Supervisor Feinstein presented:

File 492-76, Resolution No.

Referred to Health and Environment Committee.

Meeting Announcement

Supervisor Feinstein announced that there would be a special meeting of the Health and Environment Committee to be held on Monday, October 4, 1976, for the purpose of considering the foregoing File 492-76.

Referred to Committee

Request that hearings be held to consider the installation of Stop signs on Lincoln Way at the intersection of 45th Avenue.

Supervisor Feinstein presented.

File 18-76

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Feinstein, joined by Supervisors Francois, Mendelsohn and Pelosi, requested that the Clerk address a letter to the City Attorney asking him to prepare an ordinance which would make branch banks and quick-stop (fast-food) establishments a conditional use.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that the Clerk direct a letter to the City Attorney asking that he prepare a letter opinion on the effect the passage of Proposition T (election of the

Board of Supervisors by district) on the November 1976 ballot would have on the present Charter provisions for the recall of supervisors.

No objection and Clerk directed to comply.

Supervisor Francois requested that the Clerk address a letter to the City Attorney asking him to draft a Charter amendment which would amend Section 8.106 of the Charter so as to define official misconduct in the language of Section 1126a of the Government Code, retaining the present Charter provision which prescribes the penalty for official misconduct.

No objection and Clerk directed to comply.

Supervisor Francois stated that he wished the Journal to reflect that no inference is to be drawn by reason of the introduction of the above Charter amendment that he entertains any doubt that Section 1126a of the Government Code already applies by operation of law to the City and County of San Francisco.

Referred to Committee

Request that hearings be held to consider limits for property damage and personal injury, as defined in Police Code Section 1080.1, and possible amendment thereof to include jitney buses.

Supervisor Francois presented:

File 182-76-2.

Referred to Fire, Safety and Police Committee.

Request that hearings be held to consider amendment to the Police Code to provide that 12-passenger jitney buses be allowed to operate upon any through street, with certain provisions.

Supervisors Francois and Kopp jointly presented:

File 128-76-1.

Referred to Fire, Safety and Police Committee.

Resolution designating sales areas for certified street artists on various public streets and public places in San Francisco; rescinding Resolution No. 840-75.

Supervisor Francois presented:

File 159-76-8, Resolution No.

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Francois requested that the Clerk address a letter

to the Recreation and Park Department pointing out that he has received a citizen's complaint about the use of metal benches in Union Square, and suggesting that wooden benches be substituted therefor.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider questions regarding the Housing Authority involvement with the Maisin proposal for Hunters Point Target Projects Program involving demolition, rehabilitation and modernization of 1300 housing units.

Supervisor Kopp presented:

File 71-76

Referred to Planning, Housing and Development Committee.

Request that hearings be held to consider approval for construction of a Chinese Pavilion in Golden Gate Park.

Supervisor Kopp presented:

File 493-76

Referred to Planning, Housing and Development Committee.

Adopted

Resolution designating the Developmental Disabilities Council as the official planning body for disabled persons in the City and County of San Francisco.

Supervisor Kopp presented:

File 494-76, Resolution No. 777-76

Supervisor Kopp, seconded by Supervisor Pelosi, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Resolution urging the recognition and support of National Business Women's Week, designated the week of October 17-23, 1976.

Supervisor Kopp presented:

File 6-76-235, Resolution No. 758-76

Supervisor Kopp, seconded by Supervisor Pelosi, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Resolution commending James C. Purcell, Esq., for his services as Special Counsel to the Board of Supervisors.

Supervisor Kopp presented for all members:

File 6-76-239, Resolution No. 759-76

Supervisor Kopp, seconded by Supervisor Francois, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Referred to Committee

Resolution endorsing State Proposition 2 on the November 2, 1976, ballot, for the acquisition of parks and open space pursuant to passage of SB 1321, the Nejedly-Hart State, Urban and Coastal Bond Act of 1976.

Supervisors Mendelsohn and Kopp jointly presented:

File 12-76-88, Resolution No.

Referred to State and National Affairs Committee.

Request Granted

Supervisor Mendelsohn requested that the Clerk direct Mr. Harvey Rose, Budget Analyst, to explore with the Public Utilities Commission the possibility of providing the City with further surplus revenues to alleviate the City's fiscal crisis.

No objection and Clerk directed to comply.

Motion to Recess

Supervisor von Beroldingen, seconded by Supervisor Pelosi, moved that on Monday, October 4, 1976, the Board recess its meeting at 4:00 p.m. to reconvene at 7:30 p.m. in order to permit attendance of those members observing the religious holiday, Yom Kippur.

No objection and motion carried.

Adopted

Motion that the Board award Certificates of Honor to the following:

Most Holy Redeemer Parish and School (Supervisor Nelder)
Wayne Chester (Supervisor Pelosi)
Vern Macklin (Supervisor Feinstein)
Ames Research Center (Supervisor Feinstein)
Marian Division No. 5, A.O.H. (Supervisor Kopp)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Motion that the Board adjourn its meeting this day out of respect to the memory of deceased as follows:

Paul Boyich (Supervisors Feinstein, Pelosi)
Gus A. Hamberis (Supervisor Tamaras)

File 2-76.

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board, at the hour of 6:00 p.m., adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors April 18, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, OCTOBER 4, 1976

TUESDAY, OCTOBER 5, 1976

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, October 4, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, October 4, 1976, 2:00 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, von Beroldingen—5.

Quorum present.

Supervisors Feinstein, Kopp and Mendelsohn excused from attendance until after sundown for a religious holiday.

Supervisor von Beroldingen noted present at 2:20 p.m.

Supervisor Gonzales Excused From Attendance

Supervisor Gonzales requested to be excused from attendance for personal reasons.

No objection and request granted.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Francois, seconded by Supervisor Pelosi, nominated Supervisor Molinari to act as President Pro Tempore.

There being no other nominations, the Clerk declared nominations closed, and there being no objection, Supervisor Molinari assumed the Chair.

Communication

The Clerk presented a communication from his Honor, the Mayor, stating that he would deliver his report on the state of affairs of the City and County immediately following reconvention of the recessed meeting of the Board today.

Taken Up Out of Order**Temporarily Postponed**

There being no objection, on motion by Supervisor Nelder, seconded by Supervisor Tamaras, the following from Health and Environment Committee without recommendation, was taken up out of order:

(Supervisor Tamaras dissenting in Committee)

Resolution approving 1430 Masonic Avenue as relocation site for Huckleberry House operated by Youth Advocates, Inc.; urging discouragement of further mental health facilities in the Haight-Ashbury District.

File 403-76, Resolution No.

Supervisor Nelder, seconded by Supervisor Tamaras, moved that consideration be temporarily postponed and considered at the recessed meeting of the Board.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, von Beroldingen—5.

There being no objection, on motion of Supervisor Tamaras, seconded by Supervisor Pelosi, the following recommendations of Finance Committee were temporarily postponed to be considered at the recessed meeting of the Board:

(Supervisor von Beroldingen dissenting in Committee)

Ordinance rescinding \$90,000, Real Estate, Home Ownership Assistance Program; an emergency measure.

File 101-76-42, Ordinance No.

(Supervisor Barbagelata dissenting in Committee)

Ordinance amending Part III of the Municipal Code (Telephone Users Tax) to increase the rate of tax and clarify certain definitions therein; an emergency measure. (Supervisor Feinstein)

File 270-76-4, Ordinance No.

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208; amending various appropriations, various departments; adjusting appropriations to provide for changed employee retirement rates; adjusting Fine Arts Museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State stat-

utes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for Street Cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208; an emergency measure.

File 101-76-26, Ordinance No.

Ordinance providing revenue and levying taxes in the amount of \$0.60 for Community College District purposes for fiscal year ending June 30, 1977; an emergency measure.

File 74-76-1, Ordinance No.

Ordinance providing revenue and levying taxes in the amount of \$3.74 for Unified School District purposes for fiscal year ending June 30, 1977; an emergency measure.

File 74-76-2, Ordinance No.

Ordinance providing revenue and levying taxes for City and County purposes for fiscal year ending June 30, 1977; an emergency measure.

File 74-76-3, Ordinance No.

Ordinance rescinding various prior year capital improvement projects, various departments; an emergency measure.

File 101-76-48, Ordinance No.

The Board thereupon resumed consideration of Calendar matters in the order set forth therein.

UNFINISHED BUSINESS

Adopted

The following from the Clerk, heretofore considered, was taken up:

Resolution confirming report of delinquent charges for refuse collection services submitted by the Director of Public Health pursuant to provisions of Section 291 of the Health Code; creating a special assessment against certain parcels of real property to which service was rendered and for which fees were paid by the City and County.

File 465-76, Resolution No. 806-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Rereferred to Committee

The following recommendations of Finance Committee, heretofore considered, were taken up:

Resolution accepting gift of \$10,987 from United Way of Bay Area for use by the Department of Social Services.

File 38-76-43, Resolution No.

Supervisor Francois, seconded by Supervisor Nelder, moved rereferral to committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Temporarily Postponed

The following from Legislative and Personnel Committee without recommendation, heretofore considered, was taken up:

Ordinance amending the Administrative Code by amending Section 16.213 thereof, relating to unfair labor practices. (Supervisor Feinstein)

File 180-76-1, Ordinance No.

Supervisor Nelder, seconded by Supervisor von Beroldingen, moved that consideration be temporarily postponed.

Adopted by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Finally Passed

The following recommendations of Planning, Housing and Development Committee, heretofore considered, were taken up:

Ordinance adopting Zoning Map amendment, changing use classification of specified property located in the area of Townsend, Third, King and Fourth Streets from M-2 District to C-M District. (Supervisor Kopp)

File 36-76-2, Ordinance No. 413-76

Finally passed by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Ordinance adopting Zoning Map amendment, changing use classification of specified property located at the intersection of Sickles and Cayuga Avenues and Alemany Boulevard from C-1 District to C-2 District. (Supervisor Kopp)

File 36-76-3, Ordinance No. 414-76

Finally passed by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

NEW BUSINESS

Adopted

The following recommendations of Health and Environment Committee were taken up:

Resolution certifying review and consideration of Final Environmental Impact Report on San Francisco Executive Park, Candlestick Cove, and making findings thereon.

File 36-76-4.1, Resolution No. 797-76

Adopted by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Taken Up Out of Order

Passed for Second Reading

There being no objection, on motion of Supervisor Pelosi, seconded by Supervisor von Beroldingen, the following off-calendar legislation presented by Supervisor Pelosi as recommendations of the Planning, Housing and Development Committee was taken up out of order:

Adopting zoning map amendment, changing use classification of property located in South Bayshore area, northwest side of Harney Way, adjacent to and east of James Lick Freeway, from R-1 and M-1 Districts to C-2 District for office-motel complex.

File 36-76-4, Ordinance No.

Supervisor Pelosi, seconded by Supervisor Tamaras, moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Adopting zoning map amendment, changing use classification of property located in South Bayshore area, northwest side of Harney Way, adjacent to and east of James Lick Freeway, from 40-X District to 230-G District for office-motel complex.

File 36-76-4, Ordinance No.

Supervisor Pelosi, seconded by Supervisor Tamaras, moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

The Board thereupon resumed consideration of Calendar matters in the order set forth therein.

Resolution authorizing execution of revised budget for San Francisco Child Health and Disability Prevention Program, 1976-77.

File 100-76-15, Resolution No. 802-76

Adopted by the following vote:

Ayes: Supervisor Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Temporarily Postponed

Resolution approving new, renewed and renegotiated contracts between City and County (Department of Public Health, Community Mental Health Services) and various organizations.

File 158-76-29, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Tamaras, moved that consideration be temporarily postponed.

No objection and motion carried.

Resolution conditionally approving City and County Plan for Mental Health Services, 1976-77.

File 298-76, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Tamaras, moved that consideration be temporarily postponed.

No objection and motion carried.

Adopted

Resolution approving 6025 Third Street as relocation site for Bayview Hunters Point Methadone Treatment Clinic.

File 457-76, Resolution No. 805-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn—4.

Temporarily Postponed

Resolution authorizing relocation of District IV Administration Office of Northeast Mental Health Center to 211 Sutter Street.

File 477-76, Resolution No.

Supervisor Tamaras, seconded by Supervisor von Beroldingen, moved that consideration be temporarily postponed.

No objection and motion carried.

Consideration Continued

The following recommendation of Streets and Transportation Committee was taken up:

Ordinance amending Public Works Code to add new flower stand on Stockton Street; to modify conditions and restrictions applicable to all sidewalk flower-vending stands by providing for assignment of a permit in the event of the death of a permit holder; requiring presence of permit holder at stand; providing for severability clause.

File 254-76-3, Ordinance No.

Privilege of the Floor

There being no objection, Supervisor von Beroldingen, seconded by Supervisor Nelder, moved privilege of the floor to Mr. Derrick Walter, representative of Amfac, Inc., owners of Liberty House.

Upon questioning by Supervisor von Beroldingen, Mr. Walter

assured the Board that the only interest Liberty House had in the proposed new flower stand was that it would be an added attraction on their corner of the street.

Motion to Continue Consideration

Supervisor Barbagelata, seconded by Supervisor Francois, moved that consideration be continued one week in order to receive a written statement from Liberty House regarding their position.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Pelosi—5.

Supervisor Pelosi excused

At the hour of 3:00 Supervisor Pelosi was excused from attendance for personal reasons.

Adopted

The following recommendations of Finance Committee were taken up:

Resolution accepting offer of San Francisco Chamber of Commerce to aid and assist various departments of City Government in improving the operation of said departments.

File 100-76-14.1, Resolution No. 801-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Pelosi—5.

OFF-CALENDAR LEGISLATION

Adopted

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence — Judith E. Ciani, Commissioner, Police Commission, September 27-28; Gilbert H. Boreman, Clerk, Board of Supervisors, October 6-31; Juanita Del Carlo, Commissioner, Fire Commission, September 23-October 5; Richard Hongisto, Sheriff, September 24-October 3, Thomas J. Mellon, Chief Administrative Officer, October 1-19; George R. Moscone, Mayor, October 1-2; Charles Starbuck, Member City Planning Commission, September 25-October 3; Earl

Rick Stokes, Member, Board of Permit Appeals, October 9-20, 1976; with permission to leave the State.

File 1-76, Resolution No. 778-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Pelosi—5.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Request that hearings be held to consider the temporary closing of Castro Street, between 17th and 18th Streets, on October 30, 1976.

Supervisor Nelder presented:

File 42-76-64

Referred to Fire, Safety and Police Committee.

Request that hearings be held to consider the installation of Stop signs at the intersection of Miraloma Drive and Marne Avenue.

Supervisor Nelder presented:

File 18-76-35

Referred to Fire, Safety and Police Committee.

Adopted

Resolution authorizing the temporary closing of a portion of Mendell Street.

Supervisor Francois presented:

File No. 42-76-60, Resolution No. 783-76

Supervisor Francois, seconded by Supervisor Tamaras, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Pelosi—5.

Resolution authorizing the temporary closing of a portion of Grant Avenue.

Supervisor Francois presented:

File No. 42-76-65, Resolution No. 784-76

Supervisor Francois, seconded by Supervisor Tamaras, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Molinari, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Pelosi—5.

Referred to Committee

Request that hearings be held to consider the problem of speeding on Warren Drive from Oak Park Drive to Seventh Avenue.

Supervisor Molinari presented:

File 20-76

Referred to Fire, Safety and Police Committee.

Motion to Recess

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved that the Board recess until 8:00 p.m.

No objection and motion carried.

Recess

The Board, at the hour of 3:15 p.m., recessed to reconvene at 8:00 p.m.

Reconvening of Board

The Board reconvened at the hour of 8:07 p.m.

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Molinari—3.

Quorum present.

President Kopp presiding.

Supervisor Mendelsohn noted present at 8:25 p.m.

Supervisor Molinari noted present at 8:13 p.m.

Mayor's Report

Mayor George R. Moscone presented his report on the state of

affairs of the City and County, a copy of which is on file in the Office of the Clerk of the Board of Supervisors.

Finally Passed

The following from Legislative and Personnel Committee without recommendation, heretofore considered and temporarily postponed, was taken up:

Ordinance amending the Administrative Code by amending Section 16.213 thereof, relating to unfair labor practices. (Supervisor Feinstein)

File 180-76-1, Ordinance No. 415-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn, Nelder, Tamaras, von Beroldingen—6.

Noes: Supervisors Barbagelata, Kopp, Molinari, Pelosi—4.

Absent: Supervisor Gonzales—1.

Consideration Continued

The following from Health and Environment Committee without recommendation, heretofore considered and temporarily postponed, was taken up:

(Supervisor Tamaras dissenting in Committee.)

Resolution approving 1430 Masonic Avenue as relocation site for Huckleberry House operated by Youth Advocates, Inc.; urging discouragement of further mental health facilities in the Haight Ashbury District.

File 403-76, Resolution No.

Supervisor Feinstein, seconded by Supervisor Francois, moved that consideration be continued one week to October 12, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Feinstein, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—6.

Noes: Supervisors Barbagelata, Francois, Nelder, Tamaras—4.

Absent: Supervisor Gonzales—1.

Question Divided

Adopted

The following recommendations of Health and Environment Committee heretofore considered and temporarily postponed, were taken up:

Resolution approving new, renewed and renegotiated con-

tracts between City and County (Department of Public Health, Community Mental Health Services) and various organizations.

File 158-76-29, Resolution No. 803-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Recission of Action

Supervisor Pelosi, seconded by Supervisor von Beroldingen, moved recission of action by which the subject legislation was adopted.

No objection and motion carried.

Motion to Divide

Supervisor von Beroldingen stated that she had concerns about community outreach mental health programs which give a major degree of liability for malpractice, and about certain waivers which had been granted the insurance carrier by the Department of Public Health.

Supervisor von Beroldingen, seconded by Supervisor Tamaras, moved division of the question by severing out the proposed contract with Northeast Community Mental Health Services, Inc., to provide comprehensive mental health services, and reconstitute it into File 158-76-28.

No objection and motion carried.

Adopted as divided by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Consideration Continued

Resolution approving the contract between San Francisco City and County (San Francisco Department of Public Health, Community Mental Health Services) and Northeast Community Mental Health Services, Inc.

File 158-76-28, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Tamaras, moved that consideration be continued one week.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Request Granted

Supervisor Feinstein requested that the Clerk direct a letter to the City Attorney asking him to investigate the malpractice insurance waiver granted to Northeast Community Mental Health Services, Inc., and evaluate the City's liability with respect to their insurance policy, with a response before next Monday's meeting of the Board.

No objection and Clerk directed to comply.

Adopted

Resolution conditionally approving City and County Plan for Mental Health Services, 1976-77.

File 298-76, Resolution No. 804-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Resolution authorizing relocation of District IV Administration Office of Northeast Mental Health Center to 211 Sutter Street.

File 477-76, Resolution No. 807-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Noes: Supervisors Barbagelata, Kopp, Molinari—3.

Absent: Supervisor Gonzales—1.

Finally Passed

(See infra for rescission of action.)

The following recommendations of Finance Committee, heretofore considered and temporarily postponed, were taken up:

(Supervisor von Beroldingen dissenting in Committee.)

Ordinance rescinding \$90,000, Real Estate, Home Ownership Assistance Program; an emergency measure.

File 101-76-42, Ordinance No.

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Noes: Supervisors Barbagelata, Kopp, Molinari—3.

Absent: Supervisor Gonzales—1.

(Supervisor Barbagelata dissenting in Committee.)

Ordinance amending Part III of the Municipal Code (Telephone Users Tax) to increase the rate of tax and clarify certain definitions therein; an emergency measure. (Supervisor Feinstein)

File 270-76-4, Ordinance No. 403-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Recission of Action

Passed for Second Reading as Amended

There being no objection on motion of Supervisor Mendelsohn, seconded by Supervisor Molinari, the following recommendation of Finance Committee heretofore considered and finally passed, was reconsidered.

(Supervisor von Beroldingen dissenting in Committee.)

Ordinance rescinding \$90,000, Real Estate, Home Ownership Assistance Program ((an emergency measure)).

File 101-76-42, Ordinance No.

Motion to Rescind

Supervisor Mendelsohn, seconded by Supervisor Molinari, moved recission of the action by which the foregoing legislation was finally passed.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Motion to Amend

Supervisor Barbagelata, seconded by Supervisor Francois, moved amendment to delete the emergency clause.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Pelosi, Tamaras—6.

Noes: Supervisors Feinstein, Mendelsohn, Nelder, von Beroldingen—4.

Absent: Supervisor Gonzales—1.

Taken Up Out of Order

Finally Passed

There being no objection, on motion of Supervisor Francois, seconded by Supervisor von Beroldingen, the following recommendation of Finance Committee, heretofore considered and temporarily postponed, was taken up out of order:

Ordinance rescinding various prior year capital improvement projects, various departments; an emergency measure.

File 101-76-48, Ordinance No. 402-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

The Board thereupon resumed consideration of the Calendar matters in the order set forth therein.

Consideration Continued

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208; amending various appropriations, various departments; adjusting appropriations to provide for changed employee retirement rates; adjusting Fine Arts Museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expendi-

ture support for Street Cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208; an emergency measure.

File 101-76-26, Ordinance No.

Supervisor Feinstein, seconded by Supervisor Molinari, moved that the Fire Department budget be cut to \$2.7 million with the opportunity to utilize the \$300,000 overtime account.

Supervisor Mendelsohn suggested that the Board's Budget Analyst, Mr. Harvey Rose, and Fire Chief Andrew Casper be given an opportunity to further confer on the Fire Department budget.

Motion to Recess

Supervisor Pelosi, seconded by Supervisor Mendelsohn, moved that the Board recess until 2:00 p.m., Tuesday, October 5, 1976.

Request Granted

Supervisor Kopp requested that the Clerk direct a letter to Mayor Moscone asking if he will make a recommendation to the Fire Commission for a 52-hour week for firemen, and provide an answer before 2:00 p.m. tomorrow afternoon.

No objection and request granted.

Motion to recess adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—7.

Noes: Supervisors Barbagelata, Tamaras, von Beroldingen—3.

Absent: Supervisor Gonzales—1.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Resolution urging President Ford, Governor Carter and the League of Women Voters to reimburse the Exploratorium for any financial loss resulting from the October 6th debate.

Supervisors Kopp and Pelosi jointly presented:

File 13-76-17, Resolution No.

Referred to State and National Affairs Committee.

Adopted

Resolution urging the California State Legislature and the California State Highway Commission to take administrative and legislative actions necessary to provide for San Fran-

cisco and other cities and counties to, at their option, use gas tax monies for transportation-related items such as streets, highways and public transit.

Supervisors Mendelsohn and Kopp jointly presented:

File 12-76-90, Resolution No. 779-76

Supervisor Mendelsohn, seconded by Supervisor Pelosi, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Motion that the Board award Certificates of Honor to the following:

Eneas J. Kane (Supervisor von Beroldingen)
Karl Malden (Supervisor Nelder)
Carl J. Pietz (Supervisor Francois)
William W. Hawkins (Supervisor Tamaras)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Motion that the Board adjourn its meeting this day out of respect to the memory of deceased as follows:

Patricio E. Ergina (Supervisors Molinari, Kopp)
Albert Newman (Supervisor Molinari)
Wing Sing Chew (Supervisor Kopp)
Conrad Stearns (Supervisor Kopp)
Spiro Fousekis (Supervisor Tamaras)
Evangelos Pantoleon (Supervisor Tamaras)
Sam Barbas (Supervisor Tamaras)
Alton West, Jr. (Supervisor Francois)

File 2-76

Unanimously adopted by a rising vote.

RECESS

The Board at the hour of 11:10 p.m. recessed, to reconvene at 2:00 p.m., Tuesday, October 5, 1976.

GILBERT H. BOREMAN, Clerk

RECESSED MEETING

Tuesday, October 5, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Tuesday, October 5, 1976, 2:15 p.m.

The Board of Supervisors met in recessed session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Gonzales, Pelosi—2.

Quorum present.

President Kopp presiding.

Supervisor Pelosi noted present at 2:45 p.m.

COMMUNICATION

The Clerk of the Board presented a communication from His Honor, the Mayor, in response to Supervisor Kopp's request of October 4, 1976, which advised the Board that he had heretofore and will again contact the Fire Commission to begin the necessary process toward a lengthening of the San Francisco fire-fighters work week to no less than fifty-two hours.

UNFINISHED BUSINESS**Passed for Second Reading as Amended**

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208; amending various appropriations, various departments; adjusting appropriations to provide for changed employee retirement rates; adjusting Fine Arts Museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting

appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for Street Cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208; an emergency measure.

File 101-76-26, Ordinance No.

Supervisor Kopp reminded the members of the Board that there was pending a motion by Supervisor Feinstein to amend the Fire Department's budget by cutting it to \$2.7 million.

Supervisor Barbagelata announced that during the recess Mr. Harvey Rose, Budget Director and Analyst, and Chief Andrew Casper of the Fire Department had met and, following discussion, concurred that the Finance Committee's recommended savings of \$3.0 million could be achieved using \$2,877,202 of salary savings and \$133,642 of pumping station savings.

Chief Casper assured the Board that the Fire Department was satisfied that with this plan adequate fire protection would be provided.

Supervisor Feinstein then withdrew her motion to amend.

Motion to Suspend Rules Lost

Supervisor Mendelsohn, seconded by Supervisor Francois, moved that the rules be suspended to call from Committee the Business Tax Ordinance, File 269-76-1, for purposes of amendment to delete the expiration date of January 1, 1977.

Motion lost by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari—5.

Noes: Supervisors Barbagelata, Nelder, Pelosi, Tamaras, von Beroldingen—5.

Absent: Supervisor Gonzales—1.

Motion to Suspend Rules Carried

Following debate, Supervisor Mendelsohn, seconded by Supervisor Pelosi, moved suspension of rules to call the following tax measures from Committee for immediate consideration.

Motion carried by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Nelder—1.

Absent: Supervisor Gonzales—1.

Called From Committee

Tabled

The following called from Finance Committee was taken up:

Ordinance amending Ordinance No. 245-68 (Business Tax Ordinance) by amending Sections 4.01 through 4.13 and 4.15 thereof, relating to the tax rates; effective January 1, 1977.

File 269-76-1, Ordinance No.

Motion to Amend

Supervisor Mendelsohn, seconded by Supervisor Feinstein, moved amendment to extend the expiration date of the subject ordinance to June 30, 1977.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari—5.

Noes: Supervisors Barbagelata, Nelder, Pelosi, Tamaras, von Beroldingen—5.

Absent: Supervisor Gonzales—1.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved that the legislation be tabled.

Motion to table adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Called From Committee

Tabled

The following called from Finance Committee was taken up:

Ordinance amending Part III of the Municipal Code by amending Section 602 thereof relating to imposition of tax on the occupancy of parking space in parking stations by increasing the rate of tax of those parking four hours or more at one time from 10% to 20%; establishing an operative date.

File 491-76, Ordinance No.

Motion to Excuse from Voting

Supervisor Barbagelata, seconded by Supervisor Pelosi, moved to be excused from voting because of his business interest in a garage.

Following advice of the City Attorney, motion failed by the following vote:

Ayes: Supervisors Barbagelata, Pelosi—2.

Noes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisor Gonzales—1.

Supervisor Feinstein, seconded by Supervisor Molinari, moved passage for second reading.

Motion failed by the following vote:

Ayes: Supervisors Feinstein, Kopp, Molinari—3.

Noes: Supervisors Barbagelata, Francois, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisor Gonzales—1.

Supervisor Francois, seconded by Supervisor Feinstein, moved amendment to increase the rate of parking tax from 10% to 15%.

Motion failed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari—4.

Noes: Supervisors Barbagelata, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—6.

Absent: Supervisor Gonzales—1.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved that the subject legislation be tabled.

Motion to table adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Called Out of Committee

Tabled

The following called out of Finance Committee was taken up:

Ordinance amending Ordinance No. 228-70 (Payroll Expense Tax Ordinance) by amending Section 3 thereof, relating to the rate of tax to become operative November 1, 1976.

File 267-76-1, Ordinance No.

Supervisor Mendelsohn, seconded by Supervisor Feinstein, moved amendment to extend the termination date to June 30, 1977.

Motion to amend failed by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn—3.

Noes: Supervisors Barbagelata, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—6.

Absent: Supervisors Gonzales, Molinari—2.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved that the subject legislation be tabled.

Motion to table adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Gonzales, Molinari—2.

Motion to Call Out of Committee

Withdrawn

Ordinance rescinding \$3,477,500 ((\$4,872,353)) from Performing Arts Center, ((and Neighborhood Arts Program and supporting services)).

File 101-76-42.1, Ordinance No.

Motion to Divide

Supervisor Molinari, seconded by Supervisor Pelosi, moved to call from Committee for immediate consideration the above legislation and sever out for consideration that portion of the ordinance regarding the Performing Arts Center.

Motion carried by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Later in the proceedings Supervisor Molinari, seconded by Supervisor Pelosi, moved rescission of the Board action and to withdraw his motion to call from Committee.

No objection and motion carried.

The Board then commenced consideration of Calendar items in the order of their appearance thereon.

UNFINISHED BUSINESS

Passed for Second Reading as Amended

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208; amending various appropriations, various departments; adjusting appropriations to provide for changed

employee retirement rates; adjusting Fine Arts Museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for Street Cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208 ((an emergency measure)).

File 101-76-26, Ordinance No.

Supervisor Francois, seconded by Supervisor Barbagelata, moved passage for second reading.

Motion failed adoption by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Noes: Supervisors Feinstein, Mendelsohn, Molinari—3.

Absent: Supervisor Gonzales—1.

Motion to Rescind

Supervisor Francois, seconded by Supervisor Nelder, moved to rescind the vote whereby the subject legislation failed passage for second reading.

Motion to Recess

Supervisor Francois, seconded by Supervisor Tamaras, moved that the Board recess until 8:00 p.m.

Supervisor von Beroldingen, seconded by Supervisor Francois, offered a substitute motion to recess until tomorrow at 9:00 a.m.

Following discussion, Supervisor Francois withdrew his motion to recess.

Motion to Sever Withdrawn

Supervisor Pelosi, seconded by Supervisor von Beroldingen, moved to sever from the subject ordinance \$1.8 million in estimated salary savings from the Municipal Railway budget.

Following discussion, Supervisor Pelosi withdrew his motion.

Motion to Amend

Supervisor Pelosi, seconded by Supervisor Tamaras, moved amendment as follows: Delete Section 3, emergency clause; delete from title "an emergency ordinance."

Motion to amend adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Barbagelata—1.

Absent: Supervisor Gonzales—1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Feinstein, Molinari—2.

Absent: Supervisor Gonzales—1.

Finally Passed

Ordinance providing revenue and levying taxes in the amount of \$0.60 for Community College District purposes for fiscal year ending June 30, 1977; an emergency measure.

File 74-76-1, Ordinance No. 405-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Feinstein—1.

Absent: Supervisor Gonzales—1.

Supervisor Feinstein, seconded by Supervisor Molinari, moved rescission of the Board action.

No objection and motion carried.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance providing revenue and levying taxes in the amount of \$3.74 for Unified School District purposes for fiscal year ending June 30, 1977; an emergency measure.

File 74-76-2, Ordinance No. 406-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Passed for Second Reading as Amended

Ordinance providing revenue and levying taxes for City and County purposes for fiscal year ending June 30, 1977 ((an emergency measure)).

File 74-76-3, Ordinance No.

Supervisor Pelosi, seconded by Supervisor Tamaras, moved amendment as follows: Delete Section 3, emergency clause; delete from title "an emergency ordinance."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Feinstein, Molinari—2.

Absent: Supervisor Gonzales—1.

Motion for Special Session

At the request of the President, Supervisor Pelosi, seconded by Supervisor Tamaras moved that the Board adjourn and meet in special session on Tuesday, October 12, 1976, at 7:30 a.m.

No objection and motion carried.

REPORT OF COMMITTEE**Adopted**

Supervisor Tamaras presented as a recommendation of the Health and Environment Committee:

Resolution authorizing Director of Public Health and Department of Public Health to enter into subcontracts for participation of organizations and individuals in the National Influenza Immunization Program of 1976, at no cost to the City and County of San Francisco.

File 492-76, Resolution No. 808-76

Supervisor Tamaras, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata Francois, Kopp, Molinari, Nelder, Tamaras—6.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, von Beroldingen—5.

ROLL CALL FOR THE INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED UPON BY A COMMITTEE:

Supervisor Barbagelata brought to the attention of the members of the Board a critical statement made to the news media by Chief of Police Charles R. Gain to the effect that cuts made in the Police Department budget by the Board would noticeably reduce the level of police services in San Francisco.

Supervisor Barbagelata informed the Board that when Chief Gain appeared before the Finance Committee during the budget sessions, the Chief concurred in his budget cuts.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved that the Mayor be directed to confer with the Chief of Police to clear up this unfair criticism, with appropriate action.

No objection and motion carried.

(The foregoing was rescinded by Supervisor Barbagelata on October 6, 1976, when he reported that he had met with Chief Gain and was informed that the news media had taken his statements out of context, that the Chief had not spoken improperly and the matter has been successfully resolved.)

Adopted

Resolution endorsing Proposition 1 on the November 2, 1976, ballot.

Supervisor Nelder presented on behalf of Supervisor Mendelsohn:

File 12-76-91, Resolution No. 792-76

Supervisor Nelder, seconded by Supervisor Francois, moved adoption:

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Tamaras—6.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, von Beroldingen—5.

Resolution requesting the Mayor to proclaim the fourth week in September (annually) as "San Francisco International Community Festival Week."

Supervisor Nelder presented on behalf of Supervisor Mendelsohn:

File 4-76-17, Resolution No. 791-76

Supervisor Nelder, seconded by Supervisor Tamaras, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Tamaras—6.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, von Beroldingen—5.

Request Granted

Supervisor Molinari requested that communications be directed to the Police Commission and the Recreation and Park Commission asking to be advised of their costs incurred in connection with the Presidential Debates held in the Palace of Fine Arts on October 6, 1976, and whether there will be an attempt to recover those costs from the League of Women Voters or from the Republican and Democratic National Committees.

No objection and Clerk directed to comply.

Supervisor Barbagelata requested that a communication be directed to the National League of Women Voters on behalf of all members of the Board, thanking them for choosing San Francisco as the site for one of the televised Presidential Debates.

No objection and Clerk directed to comply.

Adopted

Motion that the Board award a certificate of honor to the following:

Very Reverend Honorable Oliver Twisleton-Wykeham-Fiennes (Supervisor Nelder for Supervisor Mendelsohn)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Tamaras—6.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, von Beroldingen—5.

ADJOURNMENT

There being no further business, the Board at the hour of 6:40 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors April 25, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

TUESDAY, OCTOBER 12, 1976 — 7:55 A.M.

TUESDAY, OCTOBER 12, 1976 — 2:30 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Tuesday, October 12, 1976 — 7:55 a.m.

In special meeting of the Board of Supervisors, San Francisco, Tuesday, October 12, 1976, 7:55 a.m.

The Board of Supervisors met in special session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—8.

Absent: Supervisors Feinstein, Francois, Tamaras—3.

Quorum present.

President Kopp presiding.

Supervisor Feinstein was excused from attendance.

Supervisor Francois noted present at 8:15 a.m.

Supervisor Tamaras noted present at 8:04 a.m.

UNFINISHED BUSINESS

The following recommendation of the Finance Committee heretofore considered was taken up:

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208, amending various appropriations, various departments; adjusting appropriations to provide for changed employee retirement rates; adjusting Fine Arts museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for street cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208.

File 101-76-26, Ordinance No.

Refused Final Passage

After discussion, Supervisor Molinari, seconded by Supervisors von Beroldingen and Tamaras, called the question.

No objection and motion carried.

The measure refused final passage by the following vote:

Ayes: Supervisors Barbagelata, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—6.

Noes: Supervisors Francois, Gonzales, Mendelsohn, Molinari—4.

Absent: Supervisor Feinstein—1.

Recess

Supervisor Francois, seconded by Supervisor Pelosi, moved to recess until 1:30 p.m.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

The Board at 8:45 a.m. recessed until the hour of 1:30 p.m.

Tuesday, October 12, 1976 — 1:30 p.m.

In special meeting of the Board of Supervisors, San Francisco, Tuesday, October 12, 1976, 1:45 p.m.

The Board of Supervisors met in recessed session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Francois, Gonzales, Kopp, Molinari, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Barbagelata, Feinstein, Mendelsohn, Nelder—4.

Quorum present.

President Kopp presiding.

Supervisor Barbagelata noted present at 1:50 p.m.

Supervisor Mendelsohn noted present at 1:47 p.m.

Supervisor Nelder noted present at 1:50 p.m.

Supervisor Feinstein excused from attendance.

Statement of Supervisor Pelosi

Supervisor Pelosi noted that Supervisor Feinstein was out of town with her husband, who is recovering from a recent illness. He stated that in order to move the business of the Board, he would join the members who co-sponsored the measure to hold the Business Tax at its present level and, purely as an accommodation to Supervisor Feinstein, would cast his vote her way, just as if she were here.

UNFINISHED BUSINESS

Temporarily Postponed

The following recommendation of Finance Committee, heretofore considered, and refused final passage, was taken up:

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208; amending various appropriations, various departments; adjusting appropriations to provide for changed employee retirement rates; adjusting Fine Arts Museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for street cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208.

File 101-76-26, Ordinance No.

Supervisor Mendelsohn, seconded by Supervisor Gonzales, moved that the Board rescind the vote whereby the ordinance was refused final passage and request that the Mayor, under his emergency powers, direct this Board to enact amendments to the Annual Appropriation Ordinance and the necessary ordinance levying taxes for the fiscal year 1976-1977 by a majority vote, as well as a parking, payroll and gross receipts tax by the same number of votes.

Motion adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—6.

Noes: Supervisors Barbagelata, Nelder, Tamaras, von Beroldingen—4.

Absent: Supervisor Feinstein—1.

Request Granted

Supervisor Molinari, joined by Supervisor Nelder, requested that a letter be directed to the City Attorney asking him to research the Joint Powers Agreement with the Association of Bay Area Governments to determine whether the Board can request that organization not to spend the whole membership dues payment which was transmitted to it by the Controller on July 1, 1976.

No objection and Clerk directed to comply.

Motion to Recess

Supervisor Mendelsohn moved to recess. Supervisor von Beroldingen, seconded by Supervisor Molinari, moved as an amendment to that motion that the special session of the Board recess for one half hour, to reconvene at 3:30 p.m.

Motion to recess carried by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Barbagelata—1.

Absent: Supervisor Feinstein—1.

Recess

At the hour of 2:45 p.m., the Board recessed its special session.

Thereupon the Board of Supervisors commenced consideration of its regular calendar of matters.

**JOURNAL OF PROCEEDINGS
BOARD OF SUPERVISORS**

Tuesday, October 12, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Tuesday, October 12, 1976, 2:45 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Quorum present.

President Kopp presiding.

Supervisor Feinstein excused. (see infra.)

Supervisor Feinstein Excused

The Clerk presented a communication from Supervisor Feinstein, requesting to be excused from attendance for personal reasons.

No objection and request granted.

Taken Up Out of Order**Consideration Continued**

(See infra for rescission of action.)

There being no objection, on motion of Supervisor Nelder, seconded by Supervisor Gonzales, the following from Health and Environment Committee without recommendation, heretofore considered, was taken up:

(Supervisor Tamaras dissenting in Committee.)

Resolution approving 1430 Masonic Avenue as relocation site for Huckleberry House operated by Youth Advocates, Inc.; urging discouragement of further mental health facilities in the Haight-Ashbury District.

File 403-76, Resolution No.

Supervisor Nelder, seconded by Supervisor Tamaras, moved that the subject legislation be tabled.

After discussion, Supervisor Nelder, seconded by Supervisor Pelosi, moved that consideration be continued one week.

No objection; motion carried.

The Board thereupon commenced consideration of Calendar matters in the order set forth therein.

UNFINISHED BUSINESS

Adopted

The following recommendations of Finance Committee, heretofore considered, were taken up:

Resolution authorizing the Mayor to apply for, accept and expend Federal funds to implement a budgetary system to coordinate activities of Economic Opportunity Council and those programs of the City and County that have impact on the poor.

File 68-76-40, Resolution No. 800-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein, Mendelsohn, Nelder—3.

Finally Passed

(See Journal of Proceedings of October 25, 1976, for disapproval by Mayor.)

(Supervisor von Beroldingen dissenting in Committee.)

Ordinance rescinding \$90,000, Real Estate, Home Ownership Assistance Program.

File 101-76-42, Ordinance No.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein, Mendelsohn, Nelder—3.

Consideration Continued

The following recommendation of Health and Environment Committee, heretofore considered, was taken up:

Resolution approving new contract between City and County (Department of Public Health, Community Mental Health Services) and Northeast Community Mental Health Services, Inc.

File 158-76-28, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Tamaras, moved that consideration be continued for two weeks.

Motion carried by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein, Mendelsohn, Nelder—3.

Consideration Continued

The following recommendation of Streets and Transportation Committee, heretofore considered, was taken up:

Ordinance amending Public Works Code to add new flower stand on Stockton Street; to modify conditions and restrictions applicable to all sidewalk flower-vending stands by providing for assignment of a permit in the even of the death of the permit holder; requiring presence of permit holder at stand; providing for severability clause.

File 254-76-3, Ordinance No.

Supervisor Barbagelata moved re-referral to Committee, stating that he believed it was time for a reexamination of the Board's flower stand vending-permit procedure and presented for the Members' consideration a list of 13 guidelines to establish a businesslike procedure.

In seconding that motion, Supervisor Francois suggested that this proposal be sent to the City Attorney for drafting of such legislation.

After discussion, Supervisor Francois withdrew his second on the motion to re-refer.

Supervisor von Beroldingen moved that the matter be sent back to Committee. Following discussion, Supervisor von Beroldingen withdrew her motion and stated that she would join in Supervisor Francois' proposal that a letter be sent to the City Attorney requesting the draft of a proposed ordinance to revise the flower stand permit procedure.

No objection; clerk directed to comply.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved that consideration be continued one week.

Motion to continue adopted by the following vote:

Ayes: Supervisors Barbagelata, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Noes: Supervisors Francois, Gonzales—2.

Absent: Supervisors Feinstein, Mendelsohn—2.

Recission of Action

Refused Adoption

There being no objection, on motion of Supervisor Nelder, seconded by Supervisor Gonzales, the following from Health and Environment Committee without recommendation, heretofore considered and continued, was reconsidered.

(Supervisor Tamaras dissenting in Committee.)

Resolution approving 1430 Masonic Avenue as relocation site for Huckleberry House operated by Youth Advocates, Inc.; urging discouragement of further mental health facilities in the Haight-Ashbury District.

File 403-76, Resolution No.

Motion to Rescind

Supervisor Nelder, seconded by Supervisor Gonzales, moved rescission of the Board action whereby consideration of the subject legislation was continued.

No objection and motion carried.

Thereupon the roll was called on the adoption of the subject legislation and it was refused adoption by the following vote:

Noes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Finally Passed

The following recommendations of Planning, Housing and Development Committee, heretofore considered, were taken up:

Ordinance adopting Zoning Map amendment changing use classification of certain property located in South Bayshore area, northwest side of Harney Way, adjacent to the east of James Lick Freeway, from R-1 and M-1 Districts to C-2 District for office-motel complex. (Supervisor Pelosi)

File 36-76-4, Ordinance No. 416-76

Supervisor Kopp Excused from Voting

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved that Supervisor Kopp be excused from voting because of an interest of one of his clients.

No objection and motion carried.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisor Feinstein—1.

Excused: Supervisor Kopp—1.

Ordinance adopting Zoning Map amendment changing use classification of certain property located in South Bayshore area, northwest side of Harney Way, adjacent to and east of James Lick Freeway, from 40-X District to 230-G District for office-motel complex. (Supervisor Pelosi)

File 36-76-5, Ordinance No. 417-76

Supervisor Kopp Excused from Voting

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved that Supervisor Kopp be excused from voting because of an interest of one of his clients.

No objection and motion carried.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisor Feinstein—1.

Excused: Supervisor Kopp—1.

NEW BUSINESS

Passed for Second Reading

The following recommendations of Finance Committee were taken up:

(Supervisor Molinari dissenting in Committee.)

Ordinance appropriating \$13,160, Department of Finance and Records, Registrar of Voters, permanent salaries; rescinding \$13,160, permanent salaries, for reclassification of one position.

File 101-76-31, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Gonzales, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Francois, Molinari—2.

Absent: Supervisor Feinstein—1.

(Supervisor Molinari dissenting in Committee.)

Ordinance amending Annual Salary Ordinance, Section 255010, Registrar of Voters, reflecting establishment of one new classification, reallocation of one position and abolishment of one classification; companion measure to File 101-76-31.

File 102-76-22, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Gonzales, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Francois, Molinari—2.

Absent: Supervisor Feinstein—1.

Ordinance appropriating \$13,023, Public Works, capital improvements; rescinding \$13,023, Public Works, capital improvements.

File 101-76-36, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Ordinance appropriating \$2,233,657, Recreation and Park, for land and capital improvements.

File 101-76-38, Ordinance No.

(Open space acquisition and park renovation)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Ordinance appropriating \$1,000, Mayor, local cash match, Federal grant; rescinding \$1,000, Mayor, contractual services.

File 101-76-40, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Adopted

Resolution approving immediate filling of vacated position

of Q60 Lieutenant, Police Department.

File 31-76-42.1, Resolution No. 813-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Resolution approving immediate filling of vacated position of Q60 Lieutenant, Police Department.

File 31-76-42.2, Resolution No. 814-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Resolution approving immediate filling of vacated position of Q60 Lieutenant, Police Department.

File 31-76-42.3, Resolution No. 815-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Resolution approving immediate filling of vacated position of 1956 Senior Purchaser, Public Health, San Francisco General Hospital.

File 31-76-43, Resolution No. 816-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Question Divided**Adopted****Resolution accepting gifts from various donors for use by Recreation and Park Department.**

File 38-76-44, Resolution No. 818-76

	<i>Value</i>
(From Parcourse, Ltd., design and construction of exercise circuit in area around Marina Green, including necessary materials;	\$ 7,500
From Parcourse, Ltd., for renovation of existing circuit at Mountain Lake Park with installation of new signs, including labor and materials	2,900
((From the Republic of China, a Chinese Pavilion to be built on shoreline of Stow Lake;	100,000))
From San Francisco Zoological Society, to be used toward payment of Zoo uniform rental and laundry expense for 1976-77;	500
From Saratoga Horticultural Foundation, 76 shrubs for Strybing Arboretum;	500
From Nunes Turfgrass, Inc., turf for Strybing Arboretum	1,000)

Motion to Divide and Continue

Supervisor Molinari, seconded by Supervisor Nelder, moved division of the question with respect to the gift from the Republic of China and that consideration be continued for two weeks while awaiting a recommendation from the Planning, Housing and Development Committee.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Adopted as divided (double parentheses indicate deletion) and reading as printed above by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Consideration Continued

Resolution accepting gift of Chinese Pavilion from Republic of China.

File 38-76-44.1, Resolution No.

Consideration continued two weeks, pursuant to motion made and adopted, supra.

Adopted

Resolution authorizing Mayor to expend funds received from the Office of Economic Development for a fourth year; authorizing use of cash allocation.

File 68-76-38.1, Resolution No. 799-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Resolution authorizing extension of lease of real property at 814 Mission Street for the District Attorney's Family Support Bureau.

File 64-76-32, Resolution No. 822-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Resolution authorizing extension of lease of real property at 814 Mission Street for use by City Demonstration Agency.

File 64-76-33, Resolution No. 823-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Resolution authorizing Fair and Flower Shop in 1977; approving budget and authorizing approval of premium schedule.

File 86-76, Resolution No. 825-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Resolution fixing patient day rates for services furnished by City and County institutions, effective October 1, 1976; rescinding Resolution No. 571-76.

File 371-76-1, Resolution No. 828-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Adopted as Amended

Motion authorizing and directing Clerk of the Board to initiate request for *an emergency* supplemental appropriation in the amount of \$6,000 to provide funding for Delinquency Prevention Commission.

File 69-76-12

Supervisor von Beroldingen, seconded by Supervisor Barbagelata,, moved amendment as follows: In the title and on line 6, before the words "supplemental appropriation," insert the words "an emergency."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Adopted

Resolution authorizing acceptance of \$43,020 from State Department of Benefit Payments for provision of on-site graduate school program to improve AFDC staff performance by upgrading management and supervisory skills of supervisors and line personnel.

File 486-76-1, Resolution No. 830-76.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Passed for Second Reading

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-25, Ordinance No.

(Action No.	Plaintiff	Settlement
SC 676 724	Clayton Lim	\$10,500
686 184	Matilda Mitchell	2,500
676 903	Dawn Fanucchi	3,750
662 600	Dorothy Baker	8,750

643 400	John Marshall	250
689 452	Tania S. Welch	2,000
676 626	Eleanor Ellis	3,000
696 647	Jack McFann	1,250
685 879	Ruben Valenzuela	7,500
677 528)		
676 077)	Manuel Martinez	50,000
MC 721 971	Mark McQuown	650)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Adopted

Resolution authorizing settlement of unlitigated claim of Premier Insurance Company against the City and County by payment of \$500.

File 48-76-17, Resolution No. 820-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Resolution authorizing compromise of claims of City and County against various defendants.

File 49-76-12, Resolution No. 821-76

<i>(Name</i>	<i>Settlement</i>
Golden Gate Bridge, Highway and Transportation District	\$ 500.00
Paula Burger	3,333.33
Estate of Warren J. Coffey	3,333.32
Tomislav Drazina	380.00
Veterans Cab Company and Beverly A. Brown	2,233.38)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Motion approving transfer, with Mayor's approval, of \$2,000 from Sewage Treatment Sludge Disposal Account to Sewage Pumping Stations Equipment Account, Public Works, for purchase of four sewage pumps.

File 101-76-47

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Referred to Committee

The following from State and National Affairs Committee without recommendation was taken up:

Resolution supporting State Proposition 14, farmworkers' initiative, on the November 2, 1976, ballot. (Supervisors Mendelsohn, Gonzales, Feinstein, Francois, Pelosi, von Beroldingen)

File 12-76-85, Resolution No.

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved that consideration be continued for two weeks.

After discussion, Supervisor Molinari withdrew his motion to continue consideration and, seconded by Supervisor von Beroldingen, moved that the matter be re-referred to Committee.

Motion adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Adopted

The following recommendations of State and National Affairs Committee were taken up:

Resolution endorsing Propositions 3 and 12 on the November 2, 1976, ballot, pertaining to low cost loans for insulation and solar heating and cooling systems and to provide consumer protection in the purchase thereof. (Supervisors Mendelsohn, Pelosi)

File 12-76-86, Resolution No. 810-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen
—10

Absent: Supervisor Feinstein—1.

Resolution opposing State Proposition 13, dog-racing initiative, on the November 2, 1976, ballot. (Supervisor Kopp)

File 12-76-87, Resolution No. 831-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Resolution endorsing State Proposition 2 on the November 2, 1976, ballot, for acquisition of parks and open space pursuant to passage of SB 1321, the State, Urban and Coastal Bond Act of 1976. (Supervisors Mendelsohn, Kopp)

File 12-76-88, Resolution No. 811-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10

Absent: Supervisor Feinstein—1.

Adopted

Resolution opposing Presidential Executive Order 11935, pertaining to the hiring of Federal civil service employees. (Supervisors Molinari, Mendelsohn, Gonzales)

File 13-76-15, Resolution No. 812-76

Motion to Amend Failed

Supervisor Nelder, seconded by Supervisor Tamaras, moved amendment as follows: Page 2, line 2, after the words "stated above," add: "and adopt a policy of giving preference to citizens in the Federal Civil Service."

Motion to amend failed adoption by the following vote:

Ayes: Supervisors Barbagelata, Kopp, Nelder, Tamaras, von Beroldingen—5.

Noes: Supervisors Francois, Gonzales, Mendelsohn, Molinari, Pelosi—5.

Absent: Supervisor Feinstein—1.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—7.

Noes: Supervisors Nelder, Tamaras, von Beroldingen—3.

Absent: Supervisor Feinstein—1.

After the Clerk had announced the roll call, Supervisor Barbagelata explained that he wished to change his vote. Supervisor Nelder, seconded by Supervisor Molinari, moved that the Board rescind its action.

Motion to rescind carried by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Gonzales—2.

Thereupon the roll was called on the adoption of the subject legislation and it was adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—6.

Noes: Supervisors Barbagelata, Nelder, Tamaras, von Beroldingen—4.

Absent: Supervisor Feinstein—1.

Consideration Continued

Resolution endorsing resolution adopted by National Mayors' Conference in June 1976, advocating a change in national priorities. (Supervisors Pelosi, Mendelsohn, Feinstein, Francois, von Beroldingen)

File 472-76, Resolution No.

Supervisor Mendelsohn, seconded by Supervisor Tamaras, moved that consideration be continued for one week.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Adopted

The following from Legislative and Personnel Committee without recommendation was taken up:

Resolution ratifying Memoranda of Understanding between various employee organizations and the City and County.

File 463-76, Resolution No. 829-76

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Francois, Kopp, Mendelsohn, Molinari,

Nelder, Pelosi, Tamaras, von Beroldingen—8.

No: Supervisor Barbagelata—1.

Absent: Supervisors Feinstein, Gonzales—2.

Passed for Second Reading

The following recommendations of Legislative and Personnel Committee were taken up:

Ordinance amending Ordinance No. 97-76 (Salary Standardization Ordinance, 1976-77, Charter Section 8.401) by correcting clerical errors pertaining to Classes 2903 Eligibility Worker and 2907 Eligibility Worker Supervisor (Medi-Cal Screening), effective July 1, 1976.

File 106-76-15, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Ordinance amending Administrative Code pertaining to meeting and conferring in good faith.

File 369-76-2, Ordinance No.

(Amends Section 16.215; repeals Section 16.221.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Ordinance amending Administrative Code authorizing institution of internship systems for qualified law students and attorneys to serve voluntarily in offices of City Attorney, District Attorney or Public Defender.

File 485-76, Ordinance No.

(Amends Section 16.9-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Adopted

Resolution authorizing Civil Service Commission to conduct salary survey for miscellaneous employees for fiscal year 1977-78; authorizing expenditure of funds appropriated therefor.

File 106-76-18, Resolution No. 827-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Consideration Continued

Charter amendment (fourth draft) amending Section 8.404 pertaining to the fixing of salaries and benefits of carmen. (Supervisors Barbagelata, Kopp)

File 172-76

Supervisor Molinari, seconded by Supervisor Barbagelata, moved that consideration be continued to October 25, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Adopted

The following from Clerk was taken up:

Resolution fixing date of Monday, November 22, 1976, at 2:00 p.m. for public hearing on proposed amendment to redevelopment plan for Embarcadero-Lower Market Approved Redevelopment Project Area E-1, and directing that published notice be given thereof.

File 73-76-3, Resolution No. 824-76.

Supervisor Molinari, seconded by Supervisor Tamaras, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Motion to Recess

Supervisor Mendelsohn, seconded by Supervisor Pelosi, moved

that the Board recess this regular meeting to 4:30 p.m.

No objection and motion carried.

RECESS

The Board of Supervisors, at the hour of 4:00 p.m., recessed.

Reconvening of the Board

The Board of Supervisors, at the hour of 4:30 p.m., reconvened in special session.

Supervisor Mendelsohn directed the Board's attention to the Emergency Proclamation made and issued by the Mayor in response to their request and motion adopted earlier in the special session. Said Proclamation reads as follows:

PROCLAMATION

WHEREAS, On Tuesday, September 7, 1976, I, George R. Moscone, as Mayor of the City and County of San Francisco, issued an emergency proclamation suspending through October 12, 1976, the provisions of Charter Section 6.208, which calls upon the Board of Supervisors to levy a tax on or before the 15th day of September, extending the time to and including October 12, 1976; and

WHEREAS, it is clear that an emergency exists in that San Francisco is faced with the prospect of no tax rate ordinance within the time provided by the Charter or by the emergency proclamation;

NOW, THEREFORE, by virtue of the powers vested in me under Section 3.100 of the Charter, I hereby declare that a State of Emergency exists in the City and County of San Francisco, to wit: the prospect that a tax rate will not be adopted by the Board of Supervisors by October 12, 1976; and

I hereby direct the Board of Supervisors to enact the amendments to the Annual Appropriation Ordinance necessary to result in a tax levy for the City and County in the amount of \$7.99, said amendments to become effective after one reading and an affirmative vote thereon by a majority of all members of the Board of Supervisors; and

I hereby direct the Board of Supervisors to reconsider and adopt those certain ordinances contained in Board of Supervisors Files Nos. 269-76-1, 267-76 and 491-76, relating to the Business License Tax, the Employers' Payroll Tax, and the Parking Tax, respectively, without reference to and report thereon from Committee, said ordinances to become effective after one reading and an affirmative vote thereon by a majority of all members of the Board of Supervisors.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED THE OFFICIAL SEAL OF THE CITY AND COUNTY OF SAN FRANCISCO TO BE AFFIXED THIS TWELFTH DAY OF OCTOBER, 1976.

(SEAL)

Signed: GEORGE R. MOSCONE
MAYOR

SECTION 3.100

CHARTER

CITY AND COUNTY OF SAN FRANCISCO

“In case of a public emergency involving or threatening the lives, property or welfare of the citizens, or the property of the city and county, the Mayor shall have the power, and it shall be his duty, to summon, organize and direct the forces of any department in the city and county in any needed service; to summon, marshal, deputize or otherwise employ other persons, or to do whatever else he may deem necessary for the purpose of meeting the emergency, the Mayor may make such studies and surveys as he may deem advisable in anticipation of any such emergency. (Amended, 1948; 1961)”

Supervisor Mendelsohn stated that issuance of this Proclamation has enabled the board to do several things: To act on the extension of the Business Tax Ordinance and the Payroll Tax Ordinance; to increase the parking tax; to amend the Annual Appropriation Ordinance, and to pass a budget which will be less than that which the Board is presently entertaining. To do these things, he said, it will first be necessary to concur in the Mayor's Proclamation.

Adopted

Supervisor Mendelsohn presented:

Resolution concurring in the Declaration of Emergency directing the Board of Supervisors to enact amendments to the Annual Appropriation Ordinance; directing the Board of Supervisors to reconsider and adopt changes in the Business License Tax, the Employers' Payroll Tax and the Parking Tax.

File 74-76-6, Resolution No. 793-76

Supervisor Mendelsohn, seconded by Supervisor Pelosi, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—6.

Noes: Supervisors Barbagelata, Nelder, Tamaras, von Beroldingen—4.

Absent: Supervisor Feinstein—1.

Finally Passed

Supervisor Mendelsohn presented:

Ordinance amending Ordinance No. 422-75 (Business Tax Ordinance) by amending Section 4 thereof to change the termination date of tax increase to June 30, 1977.

File 269-76-2, Ordinance No. 411-76

Supervisor Mendelsohn, seconded by Supervisor Gonzales, moved final passage.

Supervisor Pelosi reiterated his earlier statement that he is voting as an accommodation to Supervisor Feinstein, even though he personally opposes the taxes.

Finally passed by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—6.

Noes: Supervisors Barbagelata, Nelder, Tamaras, von Beroldingen—4.

Absent: Supervisor Feinstein—1.

Finally Passed

Supervisor Mendelsohn presented:

Ordinance amending Ordinance No. 421-75 (Payroll Expense Tax Ordinance) by amending Section 4 thereof to change the termination date of tax increase to June 30, 1977.

File 267-76-2, Ordinance No. 410-76

Supervisor Mendelsohn, seconded by Supervisor Francois, moved final passage.

Finally passed by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—6.

Noes: Supervisors Barbagelata, Nelder, Tamaras, von Beroldingen—4.

Absent: Supervisor Feinstein—1.

Finally Passed

Supervisor Mendelsohn presented:

Ordinance amending the Municipal Code by amending Part III, Section 602 thereof, relating to imposition of tax on the

occupancy of parking space in parking stations, by increasing the rate of tax to 15%; establishing an operative date of November 15, 1976.

File 491-76-1, Ordinance No. 412-76

Supervisor Mendelsohn, seconded by Supervisor Francois, moved final passage.

Supervisor Molinari stated that he would vote for this measure as it is going to lower the tax rate but he would prefer an indefinite extension of the parking tax.

Supervisor Pelosi said he would continue to cast his vote as a courtesy to Supervisor Feinstein.

Finally passed by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi—6.

Noes: Supervisors Barbagelata, Nelder, Tamaras, von Beroldingen—4.

Absent: Supervisor Feinstein—1.

Finally Passed as Amended

The following recommendations of Finance Committee, heretofore considered in special session and postponed to this recessed session, were taken up:

Ordinance amending Annual Appropriation Ordinance, 1976-77, giving effect to revenue changes pursuant to Charter Section 6.208; amending various appropriations, various departments; adjusting appropriations to provide for changed employee retirement rates; adjusting Fine Arts Museums' appropriations to correct clerical errors; adjusting appropriations to meet requirements of 1976 State statutes for Bay Area Air Pollution Control District; for Bay Area Sewage Service Agency; for salary adjustments of employees in Municipal and Superior Courts; for county share, Medi-Cal; for county share, State Supplementary Program; adjusting appropriations for Art Commission pursuant to Charter Section 6.400; and adjustment of expenditure support for street cleaning; as prerequisite to levy of a tax pursuant to Charter Section 6.208.

File 101-76-26, Ordinance No. 409-76

Motion to Amend

Supervisor Mendelsohn, seconded by Supervisor Molinari, moved amendment of the subject Annual Appropriation Ordinance, 1976-77, to reflect increased revenues from the payroll expense, business, and parking taxes.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—8.

Noes: Supervisors Tamaras, von Beroldingen—2.

Absent: Supervisor Feinstein—1.

Motion to Amend

Supervisor von Beroldingen stated that the members had before them a communication from Mayor Moscone dated October 8, 1976, in which he detailed a proposal to restore a total of \$662,600 of tax-supported cuts in the Annual Appropriation Ordinance, which would amount to \$0.02 on the tax rate.

Supervisor von Beroldingen, seconded by Supervisor Barbagelata, moved to restore certain items totaling \$418,000 proposed by the Mayor. A list of those items was transmitted to Mr. Rudy Nothenberg, Mayor's Fiscal Adviser, and Mr. Harvey Rose, the Board's Budget Analyst, for amendment of the subject ordinance. (See file for detail.)

Motion to Recess

Supervisor Molinari, seconded by Supervisor Nelder, moved that the Board recess and defer action on the pending motion to amend.

There being no objection, the Board, sitting in special session, recessed at the hour of 5:00 p.m.

Reconvention

The Board of Supervisors reconvened in special session at the hour of 5:25 p.m.

Motion to Amend Adopted

Thereupon the roll was called on Supervisor von Beroldingen's pending motion to amend and it was adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Molinari—1.

Absent: Supervisor Feinstein—1.

Motion to Divide

Supervisor von Beroldingen stated that presently before the Board was the Annual Appropriation Ordinance which contained not only budget reductions but also the revenue increases from the Business Tax, the Payroll Expense Tax and the Parking Tax.

Supervisor von Beroldingen moved division of the question to consider each revenue-increase tax measure seriatim.

No objection and motion carried.

Following debate on the floor, the Chair announced that the roll would be called on the question of separation of the revenues of the three pending tax measures.

Thereupon the roll was called and the motion failed adoption by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Pelosi—5.

Noes: Supervisors Barbagelata, Molinari, Nelder, Tamaras, von Beroldingen—5.

Absent: Supervisor Feinstein—1.

Supervisor Barbagelata stated that the result of the Board's action today reflects a record cut in spending appropriations, which has the effect of bringing the projected tax rate down from \$14.80 to about \$12.82.

Thereupon the roll was called on the pending ordinance and it was finally passed as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Molinari—1.

Absent: Supervisor Feinstein—1.

Temporarily Postponed

Ordinance providing revenue and levying taxes for City and County purposes for fiscal year ending June 30, 1977.

File 74-76-3, Ordinance No.

The Chair announced that the Controller had requested time to amend the pending ordinance to reflect the action of the Board.

Motion to Recess

Supervisor Molinari, seconded by Supervisor Nelder, moved that the Board recess its special session to 5:45 p.m. in order to provide time for the Controller to compute the tax rate.

No objection and motion carried.

Reconvening of the Board

Upon the Chair's announcement that the special session of the Board was recessed, Supervisor Molinari, seconded by Supervisor Barbagelata, moved that the regular meeting of the Board of Supervisors be reconvened.

No objection and motion carried.

The Board thereupon resumed consideration of the order of business.

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence — Judith E. Ciani, Commissioner, Police Commission, October 1-18; Robert E. Gonzales, Member, Board of Supervisors, October 11; Eugene S. Hopp, M.D., Member, Board of Education, October 5-8; Quentin L. Kopp, President, Board of Supervisors, October 14-21; Dmitri Vedensky, Commissioner, Art Commission, October 7-30, 1976; with permission to leave the State.

File 1-76, Resolution No. 809-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Charter amendment amending Section 3.500, relating to board and commissions.

Supervisor Pelosi presented on behalf of Supervisor Mendelsohn:

File 502-76

Referred to Legislative and Personnel Committee.

Request that hearings be held to consider SB 30, which provides for the financing of Comprehensive Emergency Services and enhancement of Child Welfare Services.

Supervisor von Beroldingen presented:

File 12-76-92

Referred to State and National Affairs Committee.

Request Granted

Supervisor von Beroldingen requested that the City Attorney be asked to advise on what kind of insurance protection we might

be able to obtain when treating persons in the alcohol and drug abuse programs.

No objection and Clerk directed to comply.

Supervisor von Beroldingen, joined by Supervisor Kopp, requested that a letter be addressed to the City Attorney requesting him to draft legislation to provide for an increase in the permit and transfer fees for flower stands, to provide for individual bidding, and to establish guidelines for the issuance and transfer of all future permits. With this letter transmit the list of 13 points suggested by Supervisor Barbagelata to consider when preparing draft legislation.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider amending the Police Code Section 1135 relating to rates for taxicabs.

Supervisor Francois presented on behalf of Supervisor Mendelsohn:

File 139-76-6.

Referred to Fire, Safety and Police Committee.

Request that hearings be held to consider restoration of the Police Helicopter Program.

Supervisor Francois presented:

File 503-76

Referred to Joint Fire, Safety and Police and Finance Committee.

Adopted

Resolution authorizing temporary closing of portions of Fulton and McAllister Streets on October 16, 1976, for a rally to support and promote Proposition "Q".

Supervisor Francois presented:

File 42-76-66, Resolution No. 798-76

Supervisor Francois, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Mendelsohn—2.

Resolution urging the Governor to recommend to the State

Public Works Board to not approve the purchase of the State Fund Building at 525 Golden Gate Avenue by the Department of General Services.

Supervisor Kopp presented on behalf of all Members:

File 12-76-93, Resolution No. 795-76

Supervisor Kopp, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein Gonzales, Mendelsohn—3.

Request Granted

Supervisor Kopp, joined by Supervisor von Beroldingen, requested that a communication be directed to the City Attorney asking him to research and give an opinion on the legality of the State Compensation Insurance Fund accepting less than the highest bid for the purchase of their building at 525 Golden Gate Avenue.

No objection and Clerk directed to comply.

Referred to Committee

Resolution rescinding resolution authorizing relocation of District IV Administrative Office of the Northeast Mental Health Center to 211 Sutter Street.

Supervisor Kopp presented:

File 477-76-1, Resolution No.

Referred to Health and Environment Committee.

Request that hearings be held to consider the installation of a "Children at Play" sign on the 400 block of Magellan Avenue.

Supervisor Molinari presented:

File 20-76

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor Molinari requested that a letter be addressed to Chief of Police Gain inquiring why the Lombard Street closing barriers on October 9, 1976, were removed at 3:00 p.m. when the Board resolution specified a 5:00 p.m. street closing.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider the noncompliance by Viacom Cablevision with the terms of its franchise.

Supervisor Molinari presented:

File 32-76-3

Referred to Urban and Consumer Affairs Committee.

Adopted

Motion that the Mayor be requested to proclaim the week of October 25 to 31, 1976, as "Assissi Week," and welcoming Enzo Boccacci, Mayor of the City of Assissi, to San Francisco.

Supervisor Nelder presented:

File 4-76

Supervisor Nelder, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein Gonzales, Mendelsohn—3.

Resolution urging the Governor to allocate increased funds provided through HR 12445 for Children's and Family Services.

Supervisor Nelder presented:

File 13-76-18, Resolution No. 796-76.

Supervisor Nelder, seconded by Supervisor Pelosi, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein Gonzales, Mendelsohn—3.

Adopted

Motion that the Board award certificates of honor to the following:

Angie Alarcon (Supervisor Mendelsohn)

Abba Eban (Supervisor Kopp)

Mrs. Mary Brooks (Supervisor Kopp)

Mrs. Althya Clark Youngman (Supervisor Kopp)

Marcelino V. Gamboa, D.D.S. (Supervisor Gonzales)

Mrs. Salud Cadelinia (Supervisor Gonzales)

Jack Liban (Supervisor Gonzales)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Feinstein Gonzales, Mendelsohn—3.

Motion that the Board adjourn its meeting this day out of respect to the memory of deceased as follows:

Wing Ying Chiu (Supervisor Kopp)

Edwin Duggan (Supervisors Kopp, Pelosi)

Joseph C. Haughey (Supervisors Kopp, Pelosi, Molinari)

Morris Bobrow (Supervisors Kopp, Francois, Pelosi)

Paul T. Tissot (Supervisor Molinari)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

Supervisor Molinari, seconded by Supervisor Tamaras, moved that the regular meeting of the Board of Supervisors be adjourned and that the members reconvene in recessed special session today at 6:15 p.m.

No objection, and motion carried.

There being no further business, the Board of Supervisors, at the hour of 6:05 p.m., adjourned its regular meeting.

MARGARET G. MAGUIRE

Acting Clerk of the Board

RECONVENTION

The Board of Supervisors, at the hour of 6:15 p.m., reconvened in special session.

Finally Passed as Amended

The following recommendation of Finance Committee, heretofore considered, was taken up:

Ordinance providing revenue and levying taxes for City and County purposes for fiscal year ending June 30, 1977.

File 74-76-3, Ordinance No. 408-76

Supervisor Barbagelata announced that, following the Board's amendments of the pending tax rate ordinance and recomputation by the Controller's Office, the tax rate would be \$12.82.

Supervisor von Beroldingen, seconded by Supervisor Barbagelata, moved that the subject ordinance be amended to reflect the amendments made to the Annual Appropriation Ordinance.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—7.

No: Supervisor Molinari—1.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn—3.

Finally passed as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—7.

No: Supervisor Molinari—1.

Absent: Supervisors Feinstein, Gonzales, Mendelsohn—3.

ADJOURNMENT

Supervisor Barbagelata, seconded by Supervisor Pelosi, moved that the Board of Supervisors, sitting in special session, adjourn.

No objection and motion carried.

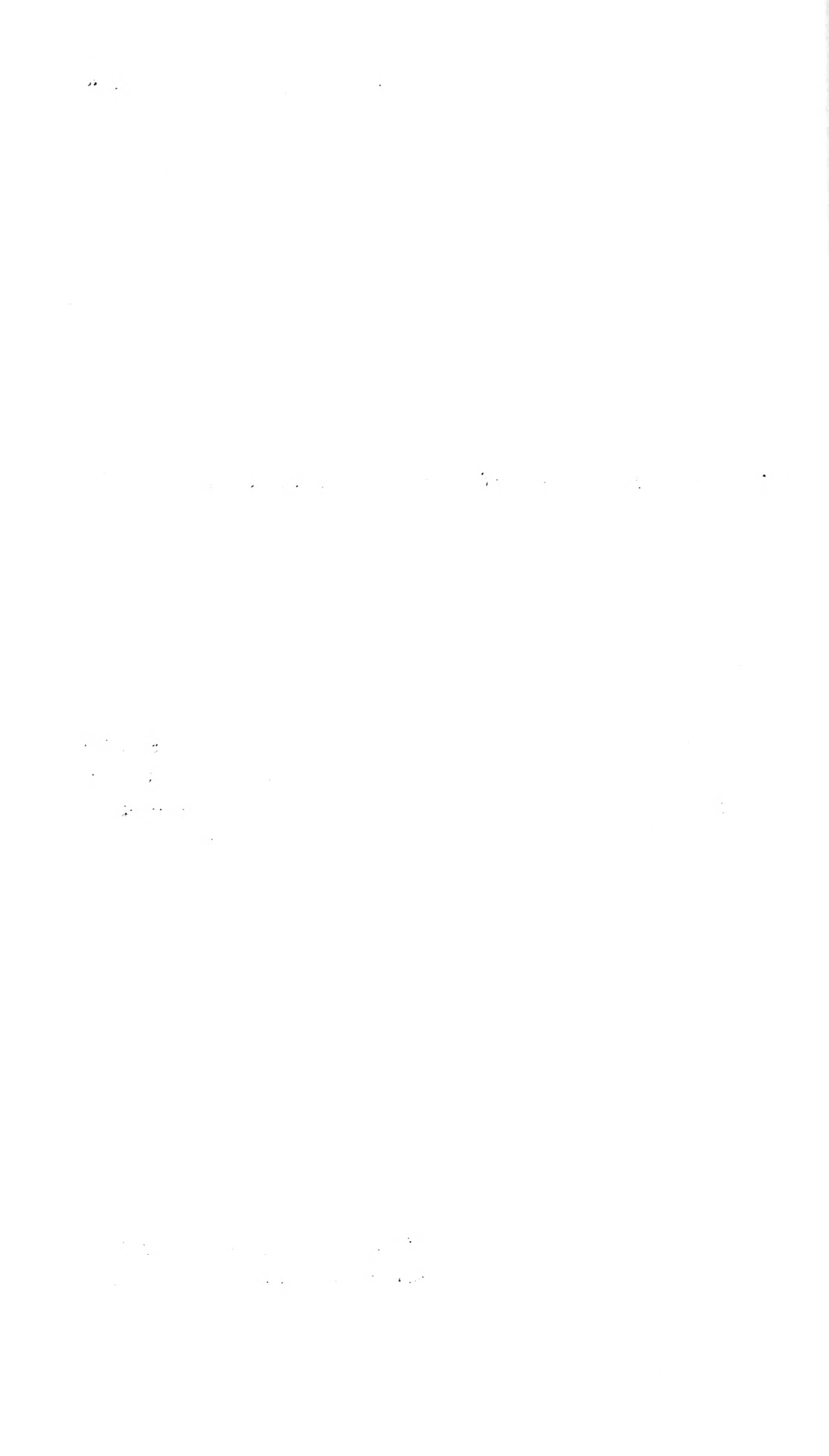
The Board of Supervisors, sitting in special session, adjourned at the hour of 6:17 p.m.

MARGARET G. MAGUIRE
Acting Clerk of the Board

Approved by the Board of Supervisors April 25, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.



MONDAY, OCTOBER 18, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, October 18, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, October 18, 1976, 2:12 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi, Tamaras—5.

Quorum present.

Supervisor Francois excused from attendance. (On official leave of absence.)

Supervisor Kopp excused from attendance. (On official leave of absence.)

Supervisor Mendelsohn noted present at 2:14 p.m.

Supervisor Pelosi excused from attendance. (On official leave of absence.)

Supervisor Tamaras noted present at 2:15 p.m.

Election of President Pro Tempore

Supervisor von Beroldingen, seconded by Supervisor Barbagelata, nominated Supervisor Molinari to act as President Pro Tempore.

There being no other nominations, and there being no objection, Supervisor Molinari assumed the Chair.

UNFINISHED BUSINESS

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

(Supervisor Molinari dissenting in Committee)

Ordinance appropriating \$13,160, Department of Finance and Records, Registrar of Voters, permanent salaries; rescinding \$13,160, permanent salaries, for reclassification of one position.

File 101-76-31, Ordinance No. 420-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Pelosi, Tamaras—4.

Later, there being no objection, upon motion by Supervisor Nelder, seconded by Supervisor von Beroldingen, the foregoing vote was rescinded.

Thereupon the roll was again called, and the measure was finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Nelder, von Beroldingen—6.

No: Supervisor Molinari—1.

Absent: Supervisors Francois, Kopp, Pelosi, Tamaras—4.

(Supervisor Molinari dissenting in Committee)

Ordinance amending Annual Salary Ordinance, Section 255010, Registrar of Voters, reflecting establishment of one new classification, reallocation of one position and abolishment of one classification; companion measure to File 101-76-31.

File 102-76-22, Ordinance No. 424-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Nelder, von Beroldingen—6.

No: Supervisor Molinari—1.

Absent: Supervisors Francois, Kopp, Pelosi, Tamaras—4.

Suspension of the Rules

Taken Up Out of Order

Thereupon, there being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Mendelsohn, the rules were suspended in order to proceed to Committee Reports, to permit Supervisor Barbagelata to make a report on behalf of the Finance Committee.

Report Made

Supervisor Barbagelata advised that the Finance Committee

had sent out a letter to all agencies included in the Community Development Program, 51 in all, asking them to attend the Finance Committee meeting for review of the Community Development budget for 1977. The Supervisor indicated that the Mayor's Office had refused to cooperate by putting priorities on such programs. The potential recipients of funds have refused to furnish information to the committee as to which of their programs they would elect to forego in the event the committee decides to make a cut in their respective budgets.

Supervisor von Beroldingen stated that the Budget Analyst was preparing a package on the overall program for each Board member, in order that all Supervisors might have an insight into the current program, as well as past programs, and expressed the hope that other Board members would attend the Finance Committee hearing on Wednesday, October 20, 1976.

Thereupon the Board resumed consideration of recommendations of the Finance Committee, heretofore considered.

Finally Passed

Ordinance appropriating \$13,023, Public Works, capital improvements; rescinding \$13,023, Public Works, capital improvements.

File 101-76-36, Ordinance No. 421-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Ordinance appropriating \$2,233,657, Recreation and Park, for land and capital improvements.

File 101-76-38, Ordinance No. 422-76

(Open space acquisition and park renovation)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Ordinance appropriating \$1,000, Mayor, local cash match, Federal grant; rescinding \$1,000, Mayor, contractual services.

File 101-76-40, Ordinance No. 418-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-25, Ordinance No. 419-76

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 676 724	Clayton Lim	\$10,500
686 184	Matilda Mitchell	2,500
676 903	Dawn Fanucchi	3,750
662 600	Dorothy Baker	8,750
643 400	John Marshall	250
689 452	Tania S. Welch	2,000
676 626	Eleanor Ellis	3,000
696 647	Jack McFann	1,250
685 879	Ruben Valenzuela	7,500
677 528)		
676 077)	Manuel Martinez	50,000
MC 721 971	Mark McQuown	650)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Consideration Temporarily Postponed

The following recommendation of Streets and Transportation Committee, heretofore considered was taken up:

Ordinance amending Public Works Code to add new flower stand on Stockton Street; to modify conditions and restrictions applicable to all sidewalk flower-vending stands by providing for assignment of a permit in the event of the death of the permit holder; requiring presence of permit holder at stand; providing for severability clause.

File 254-76-3, Ordinance No.

(Amends Sections 155 and 161;
Adds Sections 164.)

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Gonzales, consideration was temporarily postponed.

Consideration Continued

The following recommendation of State and National Affairs Committee, heretofore considered was taken up:

Resolution endorsing resolution adopted by National Mayors' Conference in June, 1976, advocating a change in national

priorities. (Supervisors Pelosi, Mendelsohn, Feinstein, Francois, von Beroldingen)

File 472-76, Resolution No.

There being no objection, on motion by Supervisor Mendelsohn, seconded by Supervisor Feinstein, consideration was continued to October 25, 1976.

Finally Passed

The following recommendations of Legislative and Personnel Committee, heretofore considered, were taken up:

Ordinance amending Ordinance No. 97-76 (Salary Standardization Ordinance, 1976-77, Charter Section 8.401) by correcting clerical errors pertaining to Classes 2903 Eligibility Worker and 2907 Eligibility Worker Supervisor (Medi-Cal Screening); effective July 1, 1976.

File 106-76-15, Ordinance No. 425-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Ordinance amending Administrative Code pertaining to meeting and conferring in good faith.

File 369-76-2, Ordinance No. 426-76

(Amends Section 16.215;
Repeals Section 16.221.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—7.

No: Supervisor Barbagelata—1.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Ordinance amending Administrative Code authorizing institution of internship systems for qualified law students and attorneys to serve voluntarily in offices of City Attorney, District Attorney or Public Defender.

File 485-76, Ordinance No. 428-76

(Amends Section 16.9-1.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

NEW BUSINESS**Passed for Second Reading**

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$43,948, Social Services, to provide training and rehabilitation services for mentally-retarded adults.

File 101-76-35, Ordinance No.

(Contract with Potrero Hill Neighborhood House, Social Development and Education Center, August 1, 1976 to June 30, 1977.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Adopted

Resolution accepting gift of \$10,987 from United Way of Bay Area for use by Department of Social Services in training and rehabilitation services for certain mentally retarded-adults.

File 38-76-43, Resolution No. 839-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Consideration Continued

The following from Finance Committee without recommendation was taken up:

Resolution authorizing the Mayor to apply for and accept Federal funds for project entitled "A Cooperative Alternative to Juvenile Violence on the Transit System".

File 68-76-42, Resolution No.

There being no objection, on motion by Supervisor Nelder, seconded by Supervisor Tamaras, consideration was continued to October 25, 1976.

Passed for Second Reading

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$96,000, Water Department, for architectural and engineering contracts.

File 101-76-45, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Consideration Continued

Ordinance appropriating \$2,500, Civil Service Commission, for salary survey; an emergency measure.

File 101-76-44, Ordinance No.

(Funds from Emergency Reserve)

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor von Beroldingen, consideration was continued to October 25, 1976.

Passed for Second Reading

Ordinance amending Annual Salary Ordinance, 1976-77, various sections, various departments, to correct clerical error in establishing rates of pay for hospital workers and related classes; effective July 1, 1976.

File 102-76-40, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 1.35 of Administrative Provisions, to delete provision providing for \$10.00 subsistence per day for certain employees of Hetch Hetchy Project.

File 102-76-37, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Ordinance amending Annual Salary Ordinance, Section 683010, Public Works, to correct clerical error in establishing rate of pay for 5228 Assistant Traffic Engineer; effective July 1, 1976.

File 102-76-36, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Adopted

Resolution approving immediate filling of vacated position of 3428 Nurseryman, Recreation and Park.

File 31-76-44, Resolution No. 817-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution authorizing lease of real property at 330 Ellis Street for use by Police Department.

File 64-76-34, Resolution No. 843-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution approving Temporary Loan Requisition No. 24 and Certificate of Cash Needs under Loan and Grant Contract No. Calif. R-7 (LG) for project No. Calif. R-7, Embarcadero/Lower Market.

File 73-76-2, Resolution No. 845-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Pelosi—5.

Resolution amending public parking rates and charges at Portsmouth Square public parking facility.

File 495-76-1, Resolution No. 850-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution amending public parking rates and charges at Fifth and Mission public parking facility.

File 495-76-2, Resolution No. 851-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Passed for Second Reading

Ordinance authorizing settlement of litigation of various plaintiffs against the City and County.

File 45-76-26, Ordinance No.

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 727-699	Wilma Goudeaux	\$ 750.00
682 005	Mary Timek	814.00
675 056	Michael R. O'Harran	1,000.00
MC 705 829	Calif. State Automobile Ass'n	328.19)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Adopted

Resolution denying application of Norman Leong for leave to present late claim against City and County.

File 50-76-40, Resolution No. 842-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Consideration Temporarily Postponed

The following recommendations of Community Services Committee were taken up:

Ordinance amending Administrative Code to delegate to General Manager, Department of Social Services, functions heretofore exercised by Chief Juvenile Probation Officer under Section 580 of Welfare and Institutions Code; effective November 1, 1976.

File 401-76, Ordinance No.

(Adds Section 20.8-1.)

Ordinance amending Administrative Code to increase responsibilities of Department of Social Services for wards and dependents of Juvenile Court and minors concerning whom petitions have been filed or informal programs of supervision undertaken under State law; effective November 1, 1976.

File 402-76, Ordinance No.

(Adds Section 20.8-2;
Repeals Sections 20.29 through 20.29-2.)

There being no objection, on motion by Supervisor Nelder, seconded by Supervisor Feinstein, consideration of the two foregoing items were temporarily postponed.

Passed for Second Reading

The following recommendations of Fire, Safety and Police Committee were taken up:

Ordinance amending Police Code to provide for filing with Police Commission certificates of self-insurance.

File 182-76-1, Ordinance No.

(Amends Section 1080.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Ordinance amending Traffic Code, authorizing designation by resolution of certain intersections where left or right turns are prohibited, with certain exceptions.

File 479-76, Ordinance No.

(Amends Section 34.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Ordinance amending Traffic Code to prohibit operation of vehicles in excess of 6,000 pounds upon certain streets, with certain exceptions.

File 497-76, Ordinance No.

(Amends Section 28.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Adopted

Resolution designating certain intersections as STOP intersections.

File 18-76-37, Resolution No. 836-76

47th Avenue and Ulloa Street, n/w and s/e corners

Santiago Street and 46th Avenue, n/e and s/w corners

40th Avenue and Ulloa Street, n/w and s/e corners, creating
a 4-way Stop

41st Avenue and Ulloa Street, all corners

24th Avenue and Lawton Street, n/w and s/e corners,
creating a 4-way Stop

Stockton and Francisco Streets, n/w and s/e corners,
creating a 4-way Stop

Post Street and Presidio Avenue, all corners, creating a
4-way Stop and replacing existing traffic signals

Geary Boulevard and Presidio Avenue, all corners, creating
a 4-way Stop and replacing existing traffic signals

25th Avenue, 25th Avenue North and Scenic Way, creating
a 3-way Stop

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution enacting parking regulations, various streets.

File 19-76-16, Resolution No. 837-76

**Parking Meter Area 3—Extend and
Parking Restricted, 1 Hour, 7 a.m. to 6 p.m.**

17th Street, s/side, between Castro and Hartford Streets
Laguna Street, w/side, between Sutter Street and Geary
Boulevard

Webster Street, e/side, between Sutter and Post Streets

Webster Street, both sides, between Post Street and Geary
Boulevard

Sutter Street, s/side, between Buchanan Mall and a point
approximately 90 feet westerly

Buchanan Street, e/side, between Sutter Street and a point
approximately 90 feet easterly

Buchanan Street, w/side, between Sutter Street and a point approximately 200 feet northerly

Parking Restricted, 15-Minutes, 7 a.m. to 6 p.m.

Holloway Avenue, n/side, between Varela and Cardenas Avenues

No Parking At Any Time

Clayton Street, w/side, between Frederick and Waller Streets

Skyline Boulevard, both sides, between Sloat Boulevard and a point approximately 500 feet southerly

Parking—90 Degree Angle, Permitted

Clayton Street, e/side, between Frederick and Waller Streets

Parking Restricted, 2 Hours, 7 a.m. to 6 p.m.

Cleary Court, n/side and w/side, between Laguna Street and Geary Boulevard

Vermont Street, w/side, between 23rd Street and a point approximately 680 feet northerly

Parking Prohibited (Tow-Away) At All Times

Bosworth Street, e/side, between points approximately 175 feet and 235 feet north of O'Shaughnessy Boulevard.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution enacting traffic regulations, various streets.

File 20-76-28, Resolution No. 838-76

Stopping Prohibited (Tow-Away) 4 p.m. to 6 p.m. and Tow-Away Lane Must Turn Right

Grant Avenue, w/side, between Sutter Street and a point approximately 125 feet northerly

Stopping Prohibited (Tow-Away), Pre-Event, When Event Is Scheduled For Candlestick Park

Bayshore Boulevard, w/side, between Paul Avenue and a point approximately 350 feet southerly

Close Crosswalk

Crosswalk crossing Bay Street on e/side of Laguna Street

Crosswalk crossing Laguna Street on n/side of Bay Street

Crosswalk crossing Third Street on n/side of Folsom Street

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution authorizing temporary closing of portions of certain streets.

File 42-76-63, Resolution No. 840-76

(Clement Street, between Arguello Boulevard and Third Avenue, October 23-24, for an art festival;

Ninth Avenue, from Anza Street to a point 225' northerly, October 23, 1976, from 6 a.m. to 4 p.m., for Fifth Annual Oktoberfest and street carnival;

Polk Street, between Post and Jackson Streets, from 6:30 p.m., October 31, to 2:00 a.m., November 1, 1976, for Halloween celebration;

Commonwealth Avenue, between California Street, Euclid Avenue and Geary Boulevard, October 31, 1976, from 1 p.m. to 5 p.m., for neighborhood party.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Resolution authorizing temporary closing of a portion of Twelfth Avenue for school purposes.

File 43-76-6, Resolution No. 841-76

(Between California and Clement Streets on school days, from 8:00 a.m. to 3:30 p.m., January 3–April 30, 1977, for a play area during earthquake reconstruction.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Molinari, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Kopp, Mendelsohn, Pelosi—4.

Referred to Committee

The following from the Emergency Calendar was taken up:

Ordinance appropriating \$88,550, Finance and Records, Tax Collector, for operation and equipment; an emergency measure.

File 101-76-53, Ordinance No.

(Emergency Reserve)

Referred to Finance Committee.

Consideration Continued

Thereafter, the Board resumed consideration of the following recommendation of Streets and Transportation Committee, heretofore considered and temporarily postponed:

Ordinance amending Public Works Code to add new flower stand on Stockton Street; to modify conditions and restrictions applicable to all sidewalk flower-vending stands by providing for assignment of a permit in the event of the death of the permit holder; requiring presence of permit holder at stand; providing for severability clause.

File 254-76-3, Ordinance No.

(Amends Sections 155 and 161; adds Section 164.)

Supervisor von Beroldingen, seconded by Supervisor Feinstein, moved to continue to October 25.

Supervisor Barbagelata, seconded by Supervisor Tamaras, moved as a substitute motion to rerefer to Streets and Transportation Committee.

Substitute motion refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Tamaras—2.

Noes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, von Beroldingen—6.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Motion to continue adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Passed for Second Reading

Thereafter, the Board resumed consideration of the following recommendations of Community Services Committee, heretofore considered and temporarily postponed:

Ordinance amending Administrative Code to delegate to General Manager, Department of Social Services, functions heretofore exercised by Chief Juvenile Probation Officer under Section 580 of Welfare and Institutions Code; effective November 1, 1976.

File 401-76, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Ordinance amending Administrative Code to increase responsibilities of Department of Social Services for wards and dependents of Juvenile Court and minors concerning whom petitions have been filed or informal programs of supervision undertaken under State law; effective November 1, 1976.

File 402-76, Ordinance No.

(Adds Section 20.8-2; repeals Sections 20.29 through 20.29-2.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

OFF-CALENDAR LEGISLATION

Adopted

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence—William Jack Chow, member, Civil Service Commission, October 29-November 23; Ian McKibbin White, Director, Fine Arts Museums, October 10-26, 1976; with permission to leave the State.

File 1-76, Resolution No. 809-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

Request that hearing be held to consider installation of STOP signs or traffic lights at intersection of Claremont Boulevard and Portola Drive.

Supervisor Barbagelata presented:

File 18-76

Referred to Fire, Safety and Police Committee

Request that hearing be held to consider temporary closing of Third Street, between Hudson Avenue and Van Dyke Street, and Van Dyke Street, between Third Street and Bay

View Park, on Saturday, November 6, 1976, between 1:00 and 3:00 p.m., for First Annual Senior Citizens' Parade.

Supervisor Feinstein presented on behalf of Supervisor Kopp.

File 42-76-67

Referred to Fire, Safety and Police Committee

Adopted

Resolution indicating participation in Association of Bay Area Governments' Emergency Medical Services Program, and appointing representatives to EMS Task Force.

Supervisor Feinstein presented on behalf of Supervisor Kopp:

File 92-76-42, Resolution No. 826-76

Supervisor Feinstein, seconded by Supervisor Mendelsohn, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Request Granted

Supervisor Feinstein requested that letter be directed to Public Utilities Commission, urging that it consider that section of the "Study of San Francisco Municipal Railway Cable Car System" which pertains to depression beams, and carry out the report's recommendations immediately.

No objection, and Clerk directed to comply.

Referred to Committee

Ordinance adding Sections 130, 131 and 132 to Traffic Code, limiting the number of passengers on street cars propelled by cable.

Supervisor Feinstein presented:

File 506-76, Ordinance No.

Referred to Streets and Transportation Committee.

Request that hearings be held to consider implementation of traffic regulations and traffic flow construction to increase safety on cable car lines.

Supervisor Feinstein presented:

File 506-76-1

Referred to Streets and Transportation Committee.

Request Granted

Supervisor Mendelsohn requested that letter be directed to State Public Utilities Commission, advising that at the present time commercial tour buses park with their motors running while they wait for passengers, and requesting that Commission enact regulations which would require said buses to turn off their motors while waiting for passengers.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider whether the City can recover funds expended by the Police Department in connection with presidential debates.

Supervisor Molinari presented:

File 13-76-17.1

Referred to Finance Committee.

Request Granted

Supervisors Nelder, Feinstein and Mendelsohn requested that letter be directed to Assistance to Business Committee, asking that it form task force to study problems occasioned to local business firms as a result of awarding of City contracts on an alarming scale to out-of-town and out-of-state business firms, and to propose solutions to the Board; and that such task force also review the possibility of awarding contracts to local firms, in accordance with Sec. 7.204 of the Charter.

No objection and Clerk directed to comply.

Referred to Committee

Resolution confirming and approving appointment of Roger Boas as Chief Administrative Officer.

Supervisor Gonzales presented:

File 92-76-41, Resolution No.

Referred to Rules Committee.

Supervisor Gonzales, as Vice Chairman of the Rules Committee, after consultation with Supervisor Barbagelata, and in the absence of Supervisor Kopp, Chairman, announced that the Rules Committee meeting, scheduled for Friday, October 22, 1976, at 2:00 p.m., had been changed to Tuesday, October 26, 1976 at 1:30 p.m.

Adopted

Resolution authorizing temporary closing of Castro Street, between 17th and 18th Streets, October 30, 1976, from 7:00 to 10:00 p.m., for a Children's Halloween Party.

Supervisor Gonzales presented:

File 42-76-64, Resolution No. 819-76

Supervisor Gonzales, seconded by Supervisor Nelder, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Kopp, Pelosi—3.

Motion that the Board award Certificates of Honor to the following:

Frank Aiello (Supervisor Molinari)

Enzio Boccacci (Supervisor Nelder)

Martin Eber (Supervisor Mendelsohn)

Engelbert Humperdinck (Supervisor Gonzales for Supervisor Kopp)

Lu Hurley (Supervisor Molinari)

Chief and Mrs. William Murray (Supervisor Nelder)

Joseph Njoku-Obi (Supervisor Feinstein for Supervisor Francois)

H. Eugene Ross (Supervisor Gonzales for Supervisor Kopp)

John Simpson (Supervisor Gonzales for Supervisor Kopp)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Mendelsohn, Molinari, von Beeroldingen—6.

Absent: Supervisors Francois, Kopp, Nelder, Pelosi, Tamaras—5.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased as follows:

John B. Williams (Supervisor Francois)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:56 p.m., adjourned.

MARGARET G. MAGUIRE, Acting Clerk

Approved by the Board of Supervisors May 2, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, OCTOBER 25, 1976 — 2:00 P.M.

FRIDAY, OCTOBER 29, 1976 — 9:30 A.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, October 25, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, October 25, 1976, 2:10 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Francois—2.

Quorum present.

President Kopp presiding.

Supervisor Barbagelata excused from attendance. (See infra.)

Supervisor Francois noted present at 2:42 p.m.

Supervisor Barbagelata Excused from Attendance

The Clerk announced that Supervisor Barbagelata had requested to be excused from attendance because of personal business.

No objection and permission granted.

Introduction of Guests

President Kopp presented Mayor Moscone, who in turn introduced and presented the Honorable Enzo Boccacci, Mayor of Assisi, Italy, San Francisco's sister-city, and Mrs. Boccacci.

Mr. William Armanino, Chairman of the San Francisco-Assisi Sister City Committee, advised that a marble fountain, created in Assisi, would be dedicated this week in Washington Square and presented to the City and County, along with a relic from the robe of St. Francis.

Mayor Moscone also introduced and presented Mr. Tony Bennett, famous for his rendition of "I Left My Heart in San Francisco", and Mrs. Bennett.

Thereafter, Supervisor Nelder presented a Certificate of Honor to Mayor Boccacci and extended a warm welcome to Mayor and Mrs. Boccacci on behalf of the citizens of San Francisco.

Suspension of the Rules

Taken Up Out of Order

Supervisor Feinstein, seconded by Supervisor Francois, moved to suspend the rules in order to revert to her name on roll call.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Referred to Committee

Ordinance appropriating \$250,000, Public Utilities Commission, Municipal Railway, capital improvements; an emergency measure.

Supervisor Feinstein presented:

File 101-76-58, Ordinance No.

Supervisor Feinstein, seconded by Supervisor Nelder, moved final passage.

There being objection, the matter was referred to Finance Committee, to be calendared for meeting of October 27, 1976.

Veto by Mayor

Consideration Continued

Ordinance rescinding \$90,000 from Home Ownership Assistance Program appropriations, Real Estate Department.

File 101-76-42, Ordinance No.

The Clerk read a communication from Mayor Moscone, stating his reasons for disapproving the proposed legislation and asking the Board to reconsider its action in this regard.

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved to reconsider the Mayor's disapproval and veto.

No objection and motion carried.

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Pelosi, consideration was continued to November 8, 1976.

Thereafter, the Board commenced consideration of Calendar items in the order of their appearance thereon.

UNFINISHED BUSINESS

Consideration Continued

The following recommendations of Finance Committee, heretofore considered, were taken up:

Resolution accepting gift of a Chinese Pavilion, to be built on shoreline of Stow Lake, from the Republic of China for use by Recreation and Park Department.

File 38-76-44.1, Resolution No.

There being no objection, on motion by Supervisor von Beroldingen, seconded by Supervisor Tamaras, consideration was continued to November 8, 1976.

Finally Passed

Ordinance appropriating \$43,948, Social Services, to provide training and rehabilitation services for mentally-retarded adults.

File 101-76-35, Ordinance No. 430-76

(Contract with Potrero Hill Neighborhood House, Social Development and Education Center, August 1, 1976 to June 30, 1977.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

The following from Finance Committee without recommendation, heretofore considered, was taken up:

Temporarily Postponed

Resolution authorizing Mayor to apply for and accept Federal funds for project entitled "A Cooperative Alternative to Juvenile Violence on the Transit System".

File 68-76-42, Resolution No.

There being no objection, on motion by Supervisor Mendelsohn, seconded by Supervisor Pelosi, consideration was temporarily postponed.

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance appropriating \$96,000, Water Department, for architectural and engineering contracts.

File 101-76-45, Ordinance No. 431-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance appropriating \$2,500, Civil Service Commission, for salary survey; an emergency measure.

File 101-76-44, Ordinance No. 423-76
(Funds from Emergency Reserve.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance amending Annual Salary Ordinance, 1976-77, various sections, various departments, to correct clerical error in establishing rates of pay for hospital workers and related classes; effective July 1, 1976.

File 102-76-40, Ordinance No. 436-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance amending Annual Salary Ordinance, 1976-77, Section 1.35 of Administrative Provisions, to delete provision providing for \$10.00 subsistence per day for certain employees of Hetch Hetchy Project.

File 102-76-37, Ordinance No. 435-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance amending Annual Salary Ordinance, Section 683010, Public Works, to correct clerical error in establishing rate of pay for 5228 Assistant Traffic Engineer; effective July 1, 1976.

File 102-76-36, Ordinance No. 434-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance authorizing settlement of litigation of various plaintiffs against the City and County.

File 45-76-26, Ordinance No. 429-76

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 727 699	Wilma Goudeaux	\$ 750.00
682 005	Mary Timek	814.00
675 056	Michael R. O'Harran	1,000.00
MC 705 829	California State Automobile Association	328.19)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Suspension of the Rules

Taken Up Out of Order

There being no objection, on motion by Supervisor Mendelsohn, seconded by Supervisor Francois, the rules were suspended in order to proceed to Committee Report.

COMMITTEE REPORT

Adopted

Resolution supporting Proposition 14 on November, 1976 ballot, "Farmworkers' " initiative.

Supervisor Mendelsohn presented as a report of State and National Affairs Committee, and seconded by Supervisor Francois, moved adoption.

File 12-76-85, Resolution No. 834-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Mendelsohn, Pelosi, von Beroldingen—6.

Noes: Supervisors Kopp, Molinari, Nelder, Tamaras—4.

Absent: Supervisor Barbagelata—1.

Adopted

The following recommendation of Health and Environment Committee, heretofore considered, was taken up:

Resolution approving new contract between City and County (Department of Public Health, Community Health Services) and Northeast Community Mental Health Services, Inc.

File 158-76-28, Resolution No. 865-76

(From July 1, 1976 to June 30, 1977; maximum amount, \$745,503.)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Consideration Continued

The following recommendation of Legislative and Personnel Committee, heretofore considered, was taken up:

Charter amendment (fourth draft) amending Section 8.404 pertaining to the fixing of salaries and benefits of carmen. (Supervisors Barbagelata, Kopp.)

File 172-76

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Nelder, consideration was continued to November 15, 1976.

Passed for Second Reading

The following recommendation of Streets and Transportation Committee, heretofore considered, was taken up:

Ordinance amending Public Works Code to add new flower stand on Stockton Street; to modify conditions and restrictions applicable to all sidewalk flower-vending stands by providing for assignment of a permit in the event of the death of the permit holder; requiring presence of permit holder at stand; providing for severability clause.

File 254-76-3, Ordinance No.

(Amends Sections 155 and 161;

Adds Section 164.)

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—9.

Absent: Supervisors Barbagelata, Tamaras—2.

Adopted

The following recommendation of State and National Affairs Committee, heretofore considered, was taken up:

Resolution endorsing resolution adopted by National Mayors' Conference in June, 1976, advocating a change in national priorities. (Supervisors Pelosi, Mendelsohn, Feinstein, Francois, von Beroldingen)

File 472-76, Resolution No.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—9.

No: Supervisor Nelder—1.

Absent: Supervisor Barbagelata—1.

Finally Passed

The following recommendations of Community Services Committee, heretofore considered, were taken up:

Ordinance amending Administrative Code to delegate to General Manager, Department of Social Services, functions heretofore exercised by Chief Juvenile Probation Officer under Section 580 of Welfare and Institutions Code; effective November 1, 1976.

File 401-76, Ordinance No. 438-76

(Adds Section 20.8-1.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Nelder—2.

Ordinance amending Administrative Code to increase responsibilities of Department of Social Services for wards and dependents of Juvenile Court and minors concerning whom petitions have been filed or informal programs of supervision undertaken under State law; effective November 1, 1976.

File 402-76, Ordinance No. 439-76

(Adds Section 20.8-2;

Repeals Sections 20.29 through 20.29-2.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Nelder—3.

Finally Passed

The following recommendations of Fire, Safety and Police Committee, heretofore considered, were taken up:

Ordinance amending Police Code to provide for filing with Police Commission certificates of self-insurance.

File 182-76-1, Ordinance No. 437-76

(Amends Section 1080.2.)

(Provides for single limit of not less than \$1,000,000.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Ordinance amending Traffic Code, authorizing designation by resolution of certain intersections where left or right turns are prohibited, with certain exceptions.

File 479-76, Ordinance No. 440-76

(Amends Section 34.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance amending Traffic Code to prohibit operation of vehicles in excess of 6,000 pounds upon certain streets, with certain exceptions.

File 497-76, Ordinance No. 441-76

(Amends Section 28.1.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

NEW BUSINESS

Passed for Second Reading

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$30,000, Registrar of Voters, temporary salaries; rescinding \$30,000, Registrar of Voters, contractual services.

File 101-76-49, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisors Barbagelata—1.

Adopted as Amended

Resolution authorizing issuance of \$2,500,000 principal amount of City and County of San Francisco 1976 Residential Rehabilitation Revenue Bonds; authorizing Clerk of the Board to print and the Chief Administrative Officer to sell said revenue bonds; rescinding Resolution No. 377-74.

File 504-76, Resolution No. 832-76

Supervisor von Beroldingen, seconded by Supervisor Feinstein, moved to amend in accordance with recommendations of City Attorney. (See file for details.)

Motion to amend adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Adopted as amended by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Adopted

Resolution committing City and County to code enforcement in the Inner Richmond.

File 505-76-1, Resolution No. 853-76

(Commits City and County to enforcement of rehabilitation standards in ninety-five percent of structures in the Inner Richmond, subject to budget and fiscal provisions of Charter.)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Resolution reaffirming commitment of City and County to implementation of Rehabilitation Assistance Program in appropriate areas of the City and County.

File 505-76-3, Resolution No. 854-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Resolution providing for revisions to 1976 Community Development Program expenditure schedules report by using \$66,100 in carryover funds to defray development and issuance costs associated with sale of Rehabilitation Assistance Program Bonds.

File 391-76-4, Resolution No. 848-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Passed for Second Reading

The following recommendations of Fire, Safety and Police Committee were taken up:

Ordinance amending Police Code, pertaining to the filing of insurance policies or bonds with the Police Commission.

File 182-76-2, Ordinance No.

(Amends Section 1080.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Tamaras—4.

Adopted

Resolution designating sales areas for certified street artists on various public streets and spaces in San Francisco; rescinding Resolution No. 840-75. (Supervisor Francois)

File 159-76-8, Resolution No. 867-76

Adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—7.

Noes: Supervisors Feinstein, Tamaras, von Beroldingen—3.

Absent: Supervisor Barbagelata—1.

Resolution urging removal of partly-completed traffic barriers in Inner Richmond District. (Supervisor Barbagelata)

File 409-76-2, Resolution No. 849-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisors Barbagelata—1.

Adopted

The following recommendations of Rules Committee were taken up:

Resolution appointing members of various City and County agencies.

File 92-76-36, Resolution No. 862-76

(Mental Health Advisory Board

Frances Monet Carter, R.N., vice herself, term expired, for three-year term expiring November 13, 1979;

John Sikorski, M.D., vice himself, term expired, for three-year term expiring November 13, 1979;

Evelyn L. Wilson, vice herself, term expired, for three-year term expiring November 13, 1979.

Child Health and Disability Prevention Advisory Board

Judy McCabe (nominee of Supervisor Molinari), vice Kenneth Marcelous, terminated, for unexpired term ending August 22, 1978.)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisors Barbagelata—1.

Resolution appointing Supervisors Robert H. Mendelsohn and Peter Tamaras to North Central Coast Regional Commission.

File 92-76-39, Resolution No. 863-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisors Barbagelata—1.

Adopted

The following from Rules Committee without recommendation was taken up:

Resolution confirming the Mayor's appointment of Joan-

Marie Shelley and Howard M. Wexler to Redevelopment Agency.

File 92-76-40, Resolution No. 846-76

Supervisor Nelder, seconded by Supervisor Gonzales, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Francois—2.

The following from Emergency Calendar was taken up:

Referred to Committee

Ordinance appropriating \$6,000, Board of Supervisors, for Delinquency Prevention Commission program; rescinding \$1,500 from Delinquency Prevention Commission, Mayor's Office; an emergency measure.

File 101-76-55, Ordinance No.

(Emergency Reserve)

Referred to Finance Committee.

Suspension of the Rules**Taken Up Out of Order**

Supervisor Feinstein, seconded by Supervisor Pelosi, moved to suspend the rules in order to proceed to Supervisor Kopp's name on roll call.

No objection and motion carried.

Referred to Committee

Ordinance appropriating \$25,000, Public Works, Architecture, New Hall of Justice Court Expansion, capital improvement; an emergency measure.

Supervisor Kopp presented:

File 101-76-59, Ordinance No.

Referred to Finance Committee to be calendared for meeting of October 27, 1976.

Thereafter the Board reverted to the following from Finance Committee without recommendation, heretofore considered and temporarily postponed:

Adopted

Resolution authorizing Mayor to apply for and accept Federal funds for project entitled "A Cooperative Alternative to

Juvenile Violence on the Transit System”.

File 68-76-42, Resolution No. 844-76

Supervisor Tamaras, seconded by Supervisor von Beroldingen, moved to continue consideration to November 1, 1976.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisors Kopp, Tamaras, von Beroldingen—3.

Noes: Supervisors Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi—7.

Absent: Supervisor Barbagelata—1.

Resolution adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—8.

Noes: Supervisors Tamaras, von Beroldingen—2.

Absent: Supervisor Barbagelata—1.

Suspension of the Rules**Taken Up Out of Order**

There being no objection, on motion by Supervisor Mendelsohn, seconded by Supervisor Francois, the rules were suspended in order to proceed to Supervisor Kopp's name on roll call.

Adopted

Resolution directing City Attorney to file suit restraining and enjoining State Compensation Insurance Fund from selling property at 525 Golden Gate Avenue to State of California or anyone else for less than the highest bid of \$7,200,000, which was offered by the City and County of San Francisco.

Supervisor Kopp, seconded by Supervisor Pelosi, moved immediate adoption.

File 134-76-3, Resolution No. 847-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Nelder—2.

Referred to Committee

Resolution condemning San Francisco legislative delegation in Sacramento for lack of action on behalf of San Francisco in the matter of purchase of State Compensation Insurance Fund Building.

Supervisor Kopp presented, and seconded by Supervisor Pelosi, moved immediate adoption.

File 134-76-4, Resolution No.

There being objection to immediate adoption, the measure was referred to State and National Affairs Committee.

OFF-CALENDAR LEGISLATION

Adopted

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence—Joseph C. Gavin, Purchaser of Supplies, October 16-20; Edward P. Joyce, Director of Emergency Services, November 2-3; John J. Spring, General Manager, Recreation and Park Department, October 17-21, 1976; with permission to leave the State.

File 1-76, Resolution No. 833-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Tamaras, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Nelder, Pelosi—4.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Request Granted

Supervisor von Beroldingen requested that a news release from Administrative Office of the Courts, State of California, re ruling on binding arbitration of public employee labor disputes in General Law cities be placed in Salary Standardization file (106-77).

No objection and Clerk directed to comply.

Supervisor von Beroldingen requested that letter be directed to Mr. W. Patrick Magee, Director, Commission on the Aging, advising him that Title V of the Older Americans Act, enacted in 1973, has been funded for the first time with a \$20 million appropriation, and urging that Commission make application for San Francisco's share of such funding, with the possibility of reimbursing Fire Department for funds advanced in connection with acquisition of North-of-Market Senior Center.

No objection and Clerk directed to comply.

Supervisor von Beroldingen requested, with regard to the foregoing, that letter be directed to City Attorney, inquiring as to whether Title V funds could legally be used to reimburse Fire

Department for funds advanced in connection with acquisition of said senior center.

No objection and Clerk directed to comply.

Supervisor von Beroldingen requested that letter be directed to State Department of Public Health, urging reconsideration of recommendations for allocation of \$25 million in Title XX funding for child care, so that funds might be allocated for day care child services.

No objection and Clerk directed to comply.

Referred to Committee

Resolution urging that artificial turf at Candlestick Park be replaced with natural grass.

Supervisor Feinstein presented on behalf of Supervisors Nelder and Mendelsohn:

File 510-76, Resolution No.

Referred to Urban and Consumer Affairs Committee.

Request that hearings be held to consider revocation of permit for street flower stand on west side of Stockton Street, at Ellis Street.

Supervisor Feinstein presented:

File 254-76-4

Referred to Streets and Transportation Committee.

Request Granted

Supervisor Francois requested that letter be directed to the Mayor, indicating information received by Board members to the effect that certain members of Police Department have threatened to remove police protection from Municipal Railway vehicles if program "Cooperative Alternative to Juvenile Violence on the Transit System" goes into effect, and stating the Supervisor's view that all needed protection should be provided to the public, that said program is not intended as a substitute for police protection.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to determine feasibility and advisability of converting more rental housing in urban renewal areas and permanent public housing into equity housing, as well as acquisition of Midtown Park and Geneva Towers for similar purpose.

Supervisor Francois presented:

File 512-76

Referred to Planning, Housing and Development Committee.

Ordinance adding Section 515(6)(a) to Part III, Municipal Code, to empower Chief Administrative Officer to expend Publicity and Advertising moneys for evaluation and review of cultural, artistic or other similar programs funded thereby.

Supervisor Francois presented:

File 271-76-1, Ordinance No.

Referred to Finance Committee

Ordinance amending Sections 16.108 through 16.121 of Administrative Code, pertaining to Employee Suggestion System Committee.

Supervisor Kopp presented:

File 508-76, Ordinance No.

Referred to Legislative and Personnel Committee.

Request that hearing be held to consider installation of STOP signs at intersection of Silver Avenue and Merrill Street.

Supervisor Kopp presented:

File 18-76

Referred to Fire, Safety and Police Committee.

Resolution establishing City and County policy that formal request be made of ABAG's Executive Board that study be made of tax-sharing by ABAG.

Supervisor Molinari presented:

File 511-76, Resolution No.

Referred to Finance Committee.

Request Granted

Supervisor Tamaras requested that letter be directed to Donald C. Swain, commending him on his study at University of California in an effort to determine the need for remedial instruction for students entering the university.

No objection and Clerk directed to comply.

Supervisor Tamaras requested that letter be directed to S.F. Superintendent of Schools, inquiring as to feasibility of instituting more remedial workshops and/or tutoring programs for those students who are in need of them at the present time.

No objection and Clerk directed to comply.

Supervisor Tamaras requested that letter be directed to Ameri-

can Red Cross, urging that they reexamine decision to terminate cooperative agreement with American Association of Blood Banks and withdraw from National Clearinghouse Program.

No objection and Clerk directed to comply.

Adopted

Resolution urging State Legislature to introduce Constitutional amendment granting charter cities the power to decide for themselves whether city employees must be residents.

Supervisors Mendelsohn and Feinstein presented:

File 12-76-94, Resolution No. 835-76

Supervisor Mendelsohn, seconded by Supervisor Feinstein, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Kopp, Mendelsohn, Molinari, Tamaras, von Beroldingen—6.

Absent: Supervisors Barbagelata, Francois, Gonzales, Nelder, Pelosi—5.

Referred to Committee

Resolution transferring jurisdiction over Buchanan Street park land within Western Addition Approved Redevelopment Area A-2 from Department of Public Works to Recreation and Park Commission.

Supervisor Mendelsohn presented:

File 509-76, Resolution No.

Referred to Urban and Consumer Affairs Committee.

Request Granted

Supervisor Feinstein requested that letter be directed to City Attorney, asking that he review the action of BART in placing profitmaking electronic game in Powell Street station, to determine BART's ability to run such business in the City and County, whether such business is taxable, and whether portion of taxes collected might revert to City and County.

No objection and Clerk directed to comply.

Adopted

Motion that the Board award Certificates of Honor to the following:

Dr. Louis Batmale (Supervisor Tamaras)

Ray Lunny III (Supervisor Nelder)

Lewis F. Ohleyer (Supervisor Kopp)

James J. Scully (Supervisor Kopp)
Robert E. Sinton (Supervisor Kopp)
James F. Wurm (Supervisor Kopp)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Kopp, Mendelsohn, Molinari, Tamaras, von Beroldingen—6.

Absent: Supervisors Barbagelata, Francois, Gonzales, Nelder, Pelosi—5.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased as follows:

Gretchen Gnos (Supervisor Pelosi)
Elizabeth McDonnell (Supervisor Mendelsohn)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:28 p.m. adjourned.

MARGARET G. MAGUIRE, Acting Clerk

Friday, October 29, 1976 — 9:30 a.m.

In meeting of the Board of Supervisors, San Francisco, Friday, October 29, 1976, 10:02 a.m.

The Board of Supervisors met in special session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—9.

Absent: Supervisors Tamaras, von Beroldingen—2.

Quorum present.

President Kopp presiding.

Supervisor Tamaras excused from attendance. (See *infra*.)

Supervisor von Beroldingen excused from attendance. (See *infra*.)

Supervisor Tamaras Excused from Attendance

The Acting Clerk announced that Supervisor Tamaras had requested to be excused because of personal business.

No objection and permission granted.

Supervisor von Beroldingen Excused from Attendance

The Acting Clerk announced that Supervisor von Beroldingen had requested to be excused because of personal business.

No objection and permission granted.

NEW BUSINESS

The following from the President was taken up:

Finally Passed as Amended

Ordinance amending Administrative Code, to extend to December 1, 1976 service date of present Chief Administrative Officer; an emergency measure. (Supervisor Kopp)

File 453-76-2, Ordinance No. 427-76

(Amends Section 16.42.)

Supervisor Molinari, seconded by Supervisor Feinstein, moved final passage.

Supervisor Molinari, seconded by Supervisor Feinstein, moved to amend to extend term of the present Chief Administrative Officer through November 30, 1976.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—6.

Noes: Supervisors Barbagelata, Francois, Gonzales—3.

Absent: Supervisors Tamaras, von Beroldingen—2.

Supervisor Molinari, seconded by Supervisor Nelder, moved to recess until Saturday, October 30, 1976, at 10:00 a.m.

Later, Supervisor Molinari withdrew the foregoing motion, with the consent of Supervisor Nelder.

Supervisor Nelder, seconded by Supervisor Feinstein, moved to amend to extend term of the present Chief Administrative Officer through November 15, 1976.

Motion to amend adopted by the following vote:

Ayes: Supervisor Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—9.

Absent: Supervisors Tamaras, von Beroldingen—2.

Finally passed as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—9.

Absent: Supervisors Tamaras, von Beroldingen—2.

ADJOURNMENT

There being no further business, the Board at the hour of 10:17 a.m. adjourned.

MARGARET G. MAGUIRE, Acting Clerk

Approved by the Board of Supervisors May 2, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, NOVEMBER 1, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, November 1, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, November 1, 1976, 2:07 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen —10.

Absent: Supervisor Mendelsohn—1.

Quorum present.

President Kopp presiding.

Supervisor Mendelsohn noted present at 2:15 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, the Journal of Proceedings for the meeting of July 6, 1976, was considered read and approved.

Suspension of the Rules

Taken Up Out of Order

Supervisor Gonzales, seconded by Supervisor Feinstein, moved to suspend the rules to take up out of order the following from Rules Committee without recommendation:

Consideration Temporarily Postponed

Resolution confirming and approving appointment of Roger Boas as Chief Administrative Officer; effective December 1, 1976. (Supervisor Gonzales)

File 92-76-41, Resolution No.

Later, Supervisor Gonzales withdrew his motion with the concurrence of Supervisor Feinstein, pending the attendance of a full Board.

Suspension of the Rules**Taken Up Out of Order**

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Tamaras, the rules were suspended to take up out of order the following recommendation of Health and Environment Committee:

Consideration Continued

Resolution certifying review and consideration of Final Environmental Impact Report on proposed North Point Park/Marina; making findings thereon.

File 36-76-7.1, Resolution No.

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Tamaras, consideration was continued to November 22, 1976, in order to permit Committee and Board action on pending zoning map amendment for subject property.

Thereupon, the Board commenced consideration of Calendar items in the order of their appearance thereon.

Public Hearing Held**SPECIAL ORDER — 2:00 P.M.**

Hearing of all persons interested in or objecting to the proposed vacation of Louisa Alley and portions of Clara and Shipley Streets within the Yerba Buena Center Approved Redevelopment Project, and acceptance of a sewer easement.

File 469-76-2

There being no one present to object, the President declared the public hearing concluded.

Adopted

The following from Streets and Transportation Committee was taken up:

Resolution vacating Louisa Alley and portions of Clara and Shipley Streets within the Yerba Buena Center Approved Redevelopment Project, and acceptance of a sewer easement.

File 469-76-2, Resolution No. 879-76

Supervisor Feinstein, seconded by Supervisor Francois, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

UNFINISHED BUSINESS**Finally Passed**

The following recommendation of Finance Committee, heretofore considered, was taken up:

Ordinance appropriating \$30,000, Registrar of Voters, temporary salaries; rescinding \$30,000, Registrar of Voters, contractual services.

File 101-76-49, Ordinance No. 443-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Finally Passed

The following recommendation of Streets and Transportation Committee, heretofore considered, was taken up:

Ordinance amending Public Works Code to add new flower stand on Stockton Street; to modify conditions and restrictions applicable to all sidewalk flower-vending stands by providing for assignment of a permit in the event of the death of the permit holder; requiring presence of permit holder at stand; providing for severability clause.

File 254-76-3, Ordinance No. 448-76

(Amends Sections 155 and 161;
Adds Section 164.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

No: Supervisor Barbagelata—1.

Finally Passed

The following recommendation of Fire, Safety and Police Committee, heretofore considered, was taken up:

Ordinance amending Police Code, pertaining to the filing of insurance policies or bonds with the Police Commission.

File 182-76-2, Ordinance No. 447-76

(Amends Section 1080.1.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

NEW BUSINESS**Finally Passed**

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$250,000, Municipal Railway, reconstruction and replacement; an emergency measure. (Supervisor Feinstein)

File 101-76-58, Ordinance No. 432-76

(Funds from Emergency Reserve Fund.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Ordinance appropriating \$9,000, Public Works, Architecture, court expansion, Hall of Justice; an emergency measure. (Supervisor Kopp)

File 101-76-59, Ordinance No. 433-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Resolution authorizing transfer of \$1.2 million, 1975 and 1976 Community Development Contingency Funds for public services directed toward crime prevention, fire protection equipment, street lighting and other services appropriate for a crime prevention program within various areas of the City and County, including Hunters' Point, Western Addition and such other areas as meet qualifications of HUD regulations; requesting Mayor, Chief of Police, Office of Community Development, Director of Public Works and Fire Chief to prepare and submit in detail a program for public services protection; reserving contingency funds for this purpose until program has been submitted to and approved by the Board of Supervisors.

File 391-76-5, Resolution No.

Supervisor Feinstein, seconded by Supervisor Mendelsohn, moved to continue to November 22, 1976.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisors Feinstein, Mendelsohn, Molinari, Nelder, Pelosi—5.

Noes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Tamaras, von Beroldingen—6.

Resolution adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—7.

Noes: Supervisors Feinstein, Mendelsohn, Molinari, Pelosi—4.

Statement of Supervisor Molinari

Supervisor Molinari requested that the following statement be included in the Journal of Proceedings:

“My reason for voting against this item is that I believe that the previous motion to continue this item until the Planning, Housing and Development Committee of this Board has concluded its hearings on the International Hotel, as requested by the Housing Authority, was appropriate. My vote is not to be construed as one not to appropriate the funds at all but, rather, one which indicates a protest to the refusal of a majority of the Board to wait for the conclusion of other appropriate governmental action.”

(Supervisor Molinari was joined in this statement by Supervisors Feinstein, Mendelsohn and Pelosi.)

Later, this legislation was returned disapproved and vetoed by his Honor, the Mayor.

Consideration Continued

The following from Rules Committee without recommendation, heretofore considered and temporarily postponed, was taken up:

Resolution confirming and approving appointment of Roger Boas as Chief Administrative Officer; effective December 1, 1976. (Supervisor Gonzales)

File 92-76-41, Resolution No.

President Pro Tempore

At the request of President Kopp, Supervisor von Beroldingen assumed the Chair Pro Tempore.

Supervisor Gonzales, seconded by Supervisor Francois, moved to continue consideration to November 15, 1976.

Supervisor Molinari, seconded by Supervisor Tamaras, moved as a substitute motion that the Board go into executive session.

In response to a question, Deputy City Attorney Kenealey advised the Board that such an executive session would be in his opinion a violation of the Brown Act.

Thereupon, Supervisor Molinari withdrew his substitute motion with the consent of Supervisor Tamaras.

Supervisor Nelder, seconded by Supervisor Gonzales, moved as a substitute motion to continue to November 8, 1976.

Motion to continue to November 8, 1976 adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Pelosi—7.

Noes: Supervisors Mendelsohn, Molinari, Tamaras, von Beroldingen—4.

President Kopp Resumes Chair

Thereafter, President Kopp resumed the Chair.

Consideration Continued

The following recommendations of Health and Environment Committee, were taken up:

Resolution approving renewal of contract between City and County (Public Health, Community Mental Health Services) and San Francisco Mental Health Education Funds, Inc.

File 158-76-22, Resolution No.

(\$114,445, for fiscal year 1976-77.)

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Tamaras, consideration was continued to November 8, 1976.

Request Granted

Supervisor Feinstein requested that letter be directed to San Francisco Mental Health Education Funds, Inc., asking that they amend contract to extend same to January 31, 1977, rather than for the entire fiscal year.

No objection and Clerk directed to comply.

Adopted

Resolution approving contract between City and County (Public Health, Community Mental Health Services, Division of Special Programs) and Reality House West.

File 158-76-30, Resolution No. 875-76

(\$103,500, September 1, 1976 to August 31, 1977.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Consideration Continued

Resolution approving contract between City and County (Public Health, Community Mental Health Services, Division of Special Programs) and Youth Advocates, Inc.

File 158-76-31, Resolution No.

(\$201,000, September 1, 1976 to August 31, 1977.)

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Tamaras, consideration was continued to November 8, 1976.

Adopted

Resolution approving contract between City and County (Public Health, Community Mental Health Services, Division of Special Programs) and Walden House, Inc.

File 158-76-32, Resolution No. 866-76

(\$228,375, September 1, 1976 to August 31, 1977.)

There being no objection, on motion by Supervisor Francois, seconded by Supervisor Feinstein, consideration was continued to November 8, 1976.

Rescission of Vote

Later, there being no objection, on motion by Supervisor Feinstein, with the consent of Supervisor Francois, the foregoing vote was rescinded.

The roll was again called and the resolution was adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Resolution rescinding Resolution No. 807-76, authorizing relocation of District IV Administration Office of the Northeast Mental Health Center to 211 Sutter Street. (Supervisor Kopp)

File 477-76-1, Resolution No. 880-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Passed for Second Reading

The following recommendations of Streets and Transportation Committee were taken up:

Ordinance amending Subdivision Code to waive requirement for parcel map under certain conditions.

File 496-76, Ordinance No.

(Amends Section 1303.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Adopted**Resolution renaming portion of Waller Street, between Kezar Drive and Stanyan Street, to Brian McDonnell Drive.**

File 247-75, Resolution No. 868-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution approving map showing widening of Webster Street, between Golden Gate Avenue and Ivy Street, and between Bush and Post Streets.

File 35-76-4, Resolution No. 855-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution approving map showing widening of Fourteenth Avenue, between Aloha Avenue and Moraga Street.

File 35-76-5, Resolution No. 856-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution approving map showing widening of Fifteenth Avenue, between Aloha Avenue and Moraga Street.

File 35-76-6, Resolution No. 857-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution approving map of 3055 Pacific Avenue, a condominium subdivision.

File 58-76-12, Resolution No. 858-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution approving map of 3101 Clay Street, a condominium subdivision.

File 58-76-13, Resolution No. 859-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution approving map of Byron Court, a subdivision.

File 58-76-14 Resolution No. 860-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution establishing policies for development of new Metropolitan Transportation (Transbay) Terminal; rescinding Resolution No. 413-72.

File 411-76, Resolution No. 876-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Adopted as Amended

Resolution declaring intention to order vacation of air space for a bridge above and across a portion of Winston Drive, westerly of Nineteenth Avenue, in the Stonestown Shopping Center, and fixing date of Monday, (December 6, 1976)

November 29, 1976, at 2:00 p.m. for a public hearing thereon.

File 415-76-1, Resolution No. 852-76

Supervisor Gonzales, seconded by Supervisor Nelder, moved to amend to change date of public hearing to November 29, 1976.

Supervisor Gonzales, seconded by Supervisor Nelder, moved to further amend to correct clerical errors as follows:

Page 1

Line 1 (Title)

After "AIR SPACE" add "AND APPURTENANCES";

Line 11

After "said air space" ADD "and appurtenances";

After "above" ADD "and within";

Line 14

After "proposed vacation" DELETE "of air rights";

Line 30

After "that on the" DELETE "6th" and SUBSTITUTE "29th";

Page 2

Line 1

DELETE "December" and SUBSTITUTE "November".

Motions to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Adopted

Resolution declaring intention to order vacation of Seventeenth Street, between Third and Illinois Streets, and fixing date of Monday, December 6, 1976, at 2:00 p.m., for public hearing thereon.

File 435-76-1, Resolution No. 877-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution amending Resolution No. 79-74 granting permission to Continental Trailways to occupy a portion of First Street by extending time of permission to November 12, 1979.

File 440-76, Resolution No. 878-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

Resolution redesignating Pali Road to its original, official name of Carolina Street.

File 452-76, Resolution No. 869-76

(Assessor's Block 4283-A)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Mendelsohn—1.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Request Granted

Supervisors Barbagelata and Kopp requested that letter be directed to the Mayor, asking for an explanation of the fact that a letter was sent out by the Citizens' Committee for Community Development to a mailing list of 900 (according to Mr. Teitelbaum), using the Mayor's Office bulk mailing permit, 11683, with the added request that said letter of explanation be in the Board office no later than Wednesday, November 3, 1976, at 2:00 p.m.

No objection and Clerk directed to comply.

Supervisors Kopp and Francois requested that letter be directed to Secretary of the Department of Housing and Urban Development and to the Postmaster General, pointing out that the Mayor is using Federal funds and his power as Mayor, and using his office to organize a demonstration against this legislative body, said letters to be prepared for Supervisor Kopp's signature.

No objection and Clerk directed to comply.

Supervisor Tamaras requested:

1. That letter be directed to the Mayor, inquiring as to whether this permit has been used previously in a similar manner;

2. That Budget Analyst be asked to examine records on postage meter in Mayor's Office and other appropriate records in connection with use of postage meter.

No objection and Clerk directed to comply.

Supervisor von Beroldingen requested that City Attorney be asked to review Federal regulations and furnish opinion as to the propriety of the Mayor's Office using Federal funds and special mailing permit to apply pressure to the Board of Supervisors.

No objection and Clerk directed to comply.

Privilege of the Floor Denied

Supervisor Feinstein, seconded by Supervisor Nelder, moved to grant the privilege of the floor to Mrs. Mary Rogers in connection with the foregoing.

There being objection, the privilege of the floor was deemed denied.

Referred to Committee

Request that hearings be held on AB 1229 and revised proposal for treatment of certain mentally-disordered sex offenders in the community.

Supervisor Feinstein presented:

File 12-76-95

Referred to Health and Environment Committee.

Request Granted

Supervisors Kopp and Francois requested that letter be directed to State Attorney General, pointing out that Assemblyman Willie Brown represents Public Advocates in their case against the City and County, that Public Advocates is now seeking \$750,000 in attorneys' fees from the City and County in subject litigation; pointing out further the Assemblyman has now been engaged by WACO for specific purpose of collecting this money from the City and County, and inquiring as to the propriety thereof.

No objection and Clerk directed to comply.

Re the foregoing, Supervisor Kopp requested that letter be directed to the Mayor, inquiring as to the role of the Mayor's office with respect to subject litigation, where the City was represented by City Attorney's office which is opposing demand for payment.

No objection and Clerk directed to comply.

Supervisor Kopp further requested that opinion be obtained from City Attorney as to the propriety of Assemblyman Brown,

or any State legislator, representing a non-profit corporation which is funded through charitable institutions and receives tax-exempt status from the Federal government, against the City and County.

No objection and Clerk directed to comply.

Supervisor Francois requested that Clerk obtain copy of pleadings in the case of Public Advocates.

No objection and Clerk directed to comply.

Adopted

Resolution directing City Attorney to represent Supervisor Dianne Feinstein in Superior Court Action No. 710-709; ratifying representation heretofore afforded by City Attorney in said action.

Supervisors Kopp and Molinari presented:

File 106-76-20, Resolution No. 864-76

Supervisor Kopp, seconded by Supervisor Molinair, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Motion that his Honor, the Mayor, be, and he is hereby requested to proclaim Friday, November 26, 1976, as "Opening Day of the Hot Chestnuts Program".

Supervisor Kopp presented, and seconded by Supervisor Nelder, moved immediate adoption.

File 4-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Referred to Committee

Ordinance amending Section 281 of Health Code to provide for differentiation in penalty for illegal dumping and littering between casual littering and deposit of large amount of refuse; setting penalty for casual littering as an infraction, to be handled by citation.

Supervisor Mendelsohn presented:

File 519-76, Ordinance No.

Referred to Health and Environment Committee

Ordinance amending Section 37 of Police Code to provide for differentiation in penalty for illegal dumping and littering between casual littering and deposit of large amount of refuse; setting penalty for casual littering as an infraction, to be handled by citation.

Supervisor Mendelsohn presented:

File 519-76-1, Ordinance No.

Referred to Health and Environment Committee.

Request Granted

Supervisor Molinari requested that letter be directed to Director of Public Works, asking that he respond directly to complaint of Alfred R. Mendoza relative to the dirty condition of streets in the area of parking lot at Candlestick Park.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to study recent KCBS report which charged that San Francisco is ill-equipped to meet a major disaster.

Supervisor Nelder presented:

File 444-76-1

Referred to Governmental Services Committee

Adopted

Resolution authorizing Chairman of Commission on Aging to extend agreement with California Department of Aging to receive and expend funds for coordination of affairs of older Americans and operation of direct service programs for older San Franciscans.

Supervisor von Beroldingen presented, and seconded by Supervisor Mendelsohn, moved immediate adoption.

File 79-75-3, Resolution No. 861-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved that letter be directed to Public Utilities Commission, asking that they postpone scheduled sale on Friday, November 5, 1976, of 294

“surplus” trolley coaches to a middle-man who will resell them to Guadalajara and Mexico City at a rumored price of \$1,200 each, and in the meantime furnish this Board with all appropriate information in connection therewith.

No objection, and motion carried.

Motion that the Board award Certificates of Honor to the following:

Little Sisters of the Poor (Supervisor Pelosi)
McCormick-Morgan, Inc. and Morgan Equipment Company
(Supervisor Nelder)
Arthur F. McIntyre (Supervisors Feinstein, Nelder)
National Congress of Negro Women (Supervisor Feinstein)
Florette White Pomeroy (Supervisor Kopp)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

John Afendras (Supervisor Tamaras)
Max Bakar (Supervisor Kopp)
Edward D. Bronson (Supervisor Kopp)
Harry Hilp, Sr. (Supervisors Kopp, Mendelsohn, Molinari, Pelosi)
Katherine Maniscalco (Supervisor Molinari)
Margaret McAuliffe (Supervisor Barbagelata)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:13 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 9, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, NOVEMBER 8, 1976 — 2:00 P.M.

SATURDAY, NOVEMBER 13, 1976 — 7:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, November 8, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, November 8, 1976, 2:02 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen —11.

Quorum present.

President Kopp presiding.

Consideration of Mayor's Veto Continued

The Clerk presented a communication from his Honor, the Mayor, returning disapproved and vetoed the following legislation:

Resolution authorizing transfer of \$1.2 million 1975 and 1976 Community Development Contingency Funds for public services directed toward crime prevention, fire protection equipment, street lighting and other services appropriate for crime prevention program within various areas of City and County, including Hunters' Point, Western Addition and other areas meeting qualifications of HUD regulations; requesting Mayor, Chief of Police, Office of Community Development, Director of Public Works and Fire Chief to prepare and submit in detail program for public services protection; reserving contingency funds for this purpose until program has been submitted to and approved by Board of Supervisors.

File 391-76-5, Resolution No.

Supervisor Feinstein, seconded by Supervisor Molinari, moved to reconsider the Mayor's veto.

Motion to reconsider veto adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen—11.

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Francois, consideration was continued to November 15, 1976.

Request Granted

Supervisor Francois requested that letter be directed to HUD, setting forth specifically what the Finance Committee proposes to do with reference to allocation of Community Development funds for crime prevention, fire protection equipment, street lighting and other services, and request a written statement from HUD indicating whether or not such funds can be used legally for the services indicated.

No objection and Clerk directed to comply.

Taken Up Out of Order

There being no objection, on motion by Supervisor Gonzales, seconded by Supervisor Feinstein, the following recommendations of the Finance Committee were taken up out of order:

Consideration Continued

Ordinance authorizing Mayor's Office of Community Development to reallocate \$485,403 of unexpended funds for additional neighborhood centers and traffic control in the Community Development Program to 1975 and 1976 contingency funds to provide source of funding for crime prevention, fire protection equipment, street lighting and other services; requesting preparation of program for public services protection.

File 391-76-6, Ordinance No.

Resolution authorizing Mayor to apply for and accept Federal funds for 1977 Community Development Program and Housing Assistance Plan; providing for expenditure schedules and execution of contracts between City and County and Redevelopment Agency.

File 68-76-41, Resolution No.

Supervisor Gonzales, seconded by Supervisor Barbagelata, moved to continue consideration of both items to November 15, 1976.

No objection and motion carried.

Request Granted

Supervisor Francois requested that letter be directed to HUD, setting forth specifically what the Finance Committee proposes to do with respect to File 391-76-6, allocation of Community Development funds for crime prevention, fire protection equip-

ment, street lighting and other services, and request written statement from HUD indicating whether or not such funds can be used legally for the services indicated above.

No objection and Clerk directed to comply.

Taken Up Out of Order

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Mendelsohn, the rules were suspended in order to proceed to Supervisor von Beroldingen's name on roll call.

Announcement

Supervisor von Beroldingen announced that there would be a Joint Finance/Community Services Committee meeting on Wednesday, November 10, 1976, at 2:00 p.m. to consider the setting of standards of administration for aid and care to resident and nonresident indigent persons, File 446-76-1, and asked that the Clerk direct preparation of calendar therefor, as well as official notice thereof.

No objection and Clerk directed to comply.

Chairman Pro Tempore

At the request of President Kopp, Supervisor von Beroldingen assumed the Chair Pro Tempore.

Taken Up Out of Order

Adopted

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Mendelsohn, the rules were suspended in order to take up out of order the following from Rules Committee without recommendation:

Resolution confirming and approving appointment of Roger Boas as Chief Administrative Officer; effective December 1, 1976.

File 92-76-41, Resolution No. 874-76

There being no objection, on motion by Supervisor Gonzales, seconded by Supervisor Barbagelata, the privilege of the floor was granted to the following:

Mr. John Bardis, opposing proposed appointment

Mrs. Maurine Koltugin, opposing proposed appointment

Mrs. Toby Bloxam, opposing proposed appointment

Mr. Weiner, opposing proposed appointment.

In response to questions from various Board members, Mr. Boas alleged as follows:

That he had become a Supervisor in January, 1962;

That he became acting manager of Boas Pontiac in 1949 or 1950, but that his father remained as president of the firm until his death in 1964;

That he was a member of the Board of Supervisors at the time land on Broderick Street, between O'Farrell and Geary Streets, was ordered vacated by the Board, but that he had asked to be excused from voting on the issue;

That he believed selection of a wastewater watchdog committee was an excellent idea.

Thereafter, President Kopp resumed the Chair.

Resolution adopted by the following vote:

Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Noes: Supervisors Barbagelata, Gonzales—2.

Supervisor Barbagelata Excused

Supervisor Kopp advised the Board that Supervisor Barbagelata had asked to be excused from the balance of the Board meeting on account of illness.

No objection and request granted.

Thereupon the Board commenced consideration of Calendar items in the order of their appearance thereon.

UNFINISHED BUSINESS

Consideration Continued

The Board of Supervisors took up consideration of Mayor's disapproval of the following:

Ordinance rescinding \$90,000, Real Estate, Home Ownership Assistance Program.

File 101-76-42, Ordinance No.

There being no objection, on motion by Supervisor Gonzales, seconded by Supervisor Francois, consideration was continued to November 15, 1976.

Consideration Continued

The following recommendation of Finance Committee, heretofore considered, was taken up:

Resolution accepting gift of Chinese Pavilion, to be built on shoreline of Stow Lake, from Republic of China for use by Recreation and Park Department.

File 38-76-44.1, Resolution No.

(Valued at \$100,000.)

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor von Beroldingen, consideration was continued to November 22, 1976.

Chairman Pro Tempore

At the request of President Kopp, Supervisor Molinari assumed the Chair pro tempore.

Adopted as Amended

The following recommendation of Governmental Services Committee, heretofore considered, was taken up:

Resolution declaring policy of the City and County not to do business with any firm or corporation which practices discrimination against persons of the Jewish faith. (Supervisors Kopp, Mendelsohn)

File 328-76, Resolution No. 891-76

Supervisor Kopp, seconded by Supervisor Gonzales, moved to amend as follows:

Page 1, Line 3

After "PERSONS OF" Delete "OF THE JEWISH FAITH" and substitute "ON ACCOUNT OF SEX, RACE, COLOR, RELIGION, ANCESTRY, NATIONAL ORIGIN OR LAWFUL BUSINESS ASSOCIATION."

Motion to amend adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Resolution adopted as amended by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Request Granted

Supervisor Feinstein requested that Chief Administrative Officer be asked to furnish Board with copy of the form which goes out to business firms asking them to indicate whether or not they practice discrimination.

No objection and Clerk directed to comply.

Adopted as Amended

The following recommendations of Health and Environment Committee, heretofore considered, were taken up:

Resolution approving renewal of contract between City and

**County (Public Health, Community Mental Health Services)
and San Francisco Mental Health Education Funds, Inc.**

File 158-76-22, Resolution No. 889-76

(\$114,445, for fiscal year 1976-77.)

(Pending motion to amend is as follows:

Amend to extend contract to January 31, 1977, rather than
through June 30, 1977.)

Motion to amend adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder,
Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn,
Tamaras—4.

Adopted as amended by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder,
Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn,
Tamaras—4.

Adopted

**Resolution approving contract between City and County
(Public Health, Community Mental Health Services, Division
of Special Programs) and Youth Advocates, Inc.**

File 158-76-31, Resolution No. 890-76

(\$201,000, September 1, 1976 to August 31, 1977.)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder,
Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn,
Tamaras—4.

Finally Passed

The following recommendation of Streets and Transportation
Committee, heretofore considered, was taken up:

**Ordinance amending Subdivision Code to waive requirement
for parcel map under certain conditions.**

File 496-76, Ordinance No. 450-76

(Amends Section 1303.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder,
Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn, Tamaras—4.

NEW BUSINESS

Finally Passed

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$200,903, Public Health, San Francisco General Hospital, security ward, creation of seventeen positions and related mandatory fringe benefits, pursuant to court order; an emergency measure.

File 101-76-30, Ordinance No. 442-76

(Funds from Emergency Reserve.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Ordinance amending Annual Salary Ordinance, 1976-77, various sections, Public Health, San Francisco General Hospital, reflecting creation of seventeen positions, pursuant to court order; companion measure to File 101-76-30; an emergency measure.

File 102-76-35, Ordinance No. 446-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Passed for Second Reading

Ordinance appropriating \$11,800,000, Public Utilities, Hetch Hetchy Water and Power, for purchase of power for resale.

File 101-76-50, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn, Tamaras—4.

Finally Passed

Ordinance appropriating \$79,617, Finance and Records, Tax Collector, operation and equipment; an emergency measure.

File 101-76-53, Ordinance No. 444-76

(Funds from Emergency Reserve.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Adopted as Amended

Resolution authorizing Mayor to apply for and accept Federal funds under Local Public Works Capital Development and Investment Act of 1976 for certain defined projects.

File 68-76-44, Resolution No. 873-76

Supervisor von Beroldingen, seconded by Supervisor Molinari, moved to amend Page 3, line 19, by changing “undetermined” to “\$575,000”.

Motion to amend adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn, Tamaras—4.

Adopted as amended by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn, Tamaras—4.

Finally Passed

Ordinance appropriating \$6,000, Board of Supervisors, Delinquency Prevention Commission, rescinding \$1,500, Delinquency Prevention Commission, Mayor's Office, an emergency measure.

File 101-76-55, Ordinance No. 445-76

(Funds from Emergency Reserve.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Adopted

Resolution approving compromise of claims of various plaintiffs against City and County

File 48-76-18, Resolution No. 881-76

<i>(Name</i>	<i>Settlement</i>
Harry Sherin	\$ 550
Rosetta E. Johnson	1,700
Pamela Scott	1,100)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn, Tamaras—4.

Resolution authorizing Mayor to expend funds for comprehensive manpower program. (Supervisor Gonzales)

File 68-76-31.1, Resolution No. 871-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Molinari, Nelder, Pelosi, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Mendelsohn, Tamaras—4.

Resolution authorizing Mayor to apply for and accept Federal funds for a Public Service Employment Program.

File 68-76-43, Resolution No. 888-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen—10.

Absent: Supervisor Barbagelata—1.

Taken Up Out of Order

There being no objection, on motion by Supervisor Pelosi, seconded by Supervisor Molinari, the rules were suspended to proceed to Supervisor Pelosi's name on roll call.

Finally Passed

Ordinance amending Section 16.42 of Administrative Code to extend service date of Chief Administrative Officer to December 6, 1976; an emergency measure.

Supervisor Pelosi presented:

File 453-76-3, Ordinance No. 449-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

Thereupon the Board resumed consideration of Calendar items in the order of their appearance thereon.

Adopted

Resolution requesting Director of Planning to initiate studies and procedures under Administrative Code as to possibility of designating the Tenderloin and Hayes Valley, or some portions thereof, residential rehabilitation areas.

File 505-76-4, Resolution No. 893-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

Adopted

The following recommendations of Fire, Safety and Police Committee were taken up:

Resolution designating certain intersections as STOP intersections.

File 18-76-41, Resolution No.

Borica Street and Urbano Drive, n/w and s/e corners

Capitol Avenue and Farallones Street, n/w and s/e corners,
creating a 4-way stop

Capitol Avenue and Sadowa Street, n/w and s/e corners,
creating a 4-way stop

Cedro Avenue and Moncada Way, n/e and s/w corners

Cerritos Avenue and Moncada Way, n/e and s/w corners,
creating a 4-way stop

Harold and Holloway Avenues, all corners

Howth Street and Niagara Avenue, n/w corner, creating
a 3-way stop

Louisburg Street and Niagara Avenue, s/e corner, creating
a 3-way stop

Moncada Way and Urbano Drive, n/w corner

Ralston and Shields Streets, n/w and s/e corners

Vernon Street and Garfield Avenue, n/w and s/e corners

Victoria Street and Urbano Drive, n/w and s/e corners.

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn,

Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

Resolution enacting parking regulations, various streets.

File 19-76-11, Resolution No. 885-76

Parking Prohibited, 9 am to 2 pm—Every School Day—Revoke

Colon Ave., w/side, between Monterey Blvd. and Montecito Ave.

No Parking, 10 pm to 6 am Daily—Except Buses

Indiana St., w/side, between 23rd St. and a point approximately 590 feet northerly.

Parking Restricted, 2 Hours, 7 am to 6 pm

Shawnee Avenue, both sides, between Delano and Nahua Avenues.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

Resolution approving in principle Ocean View-Merced Heights/Ingleside Terrace area-wide traffic control plan; authorizing Director of Public Works to make all future recommendations for traffic control devices in said area.

File 20-76-27, Resolution No. 886-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

Resolution enacting traffic regulations, various streets.

File 20-76-29, Resolution No. 887-76

One-Way Streets—Establish

Howth Street, between Ocean and Geneva Avenues, one-way northbound

Howth Street, between Geneva and Mt. Vernon Avenues, one-way southbound

Louisburg Street, between Geneva and Mt. Vernon Avenues, one-way northbound

Stopping Prohibited (Tow-Away) At All Times

San Jose Avenue, e/side, between Sickles Avenue and Broad Street

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

OFF-CALENDAR LEGISLATION

Adopted

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence—Curtis McClain, member, Fire Commission, November 7-10; Evangeline Montgomery, member, Art Commission, November 17-29; Mayor George R. Moscone, November 7-8; Jacqueline Nemerovski, member, Art Commission, October 30-November 10; Domingo R. Rivera, member, Art Commission, December 14-January 1, Earl Rick Stokes, member, Board of Permit Appeals, November 20-28; Roselyne C. Swig, member, Art Commission, November 8-18; December 6-8, 1976; with permission to leave the State.

File 1-76, Resolution No. 872-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Gonzales—2.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Referred to Committee

Motion that Chief Administrative Officer be asked to prepare program for contracting out to the private sector all street cleaning services; that such program, when completed, be submitted to appropriate Board committee for review and approval.

Supervisor Feinstein presented:

File 526-76

Referred to Governmental Services Committee

Request Granted

Supervisor Feinstein requested that City Attorney be asked to prepare for her introduction legislation which would prohibit distribution of handbills without a permit.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that City Attorney be asked to prepare for her introduction Charter amendment which would separate cable car system from the Municipal Railway into an independent entity.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that Budget Analyst be asked to identify those PUC positions which could be transferred into a newly-established cable car railway.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that letter be directed to Metropolitan Transportation Commission, requesting information as to Federal funds available to fund a cable car railway.

No objection and Clerk directed to comply.

Adopted

Motion that his Honor, the Mayor, be requested to issue proclamation commending Sephardic Jewish Community of San Francisco on the occasion of a festival to be held on Sunday, November 14, 1976, from 1:00 to 6:00 p.m.

Supervisor Pelosi presented:

File 4-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Tamaras—3.

Request Granted

Supervisors Francois, Feinstein, Kopp and Nelder requested that Budget Analyst be asked to make inventory of available facilities, to relate said resources to the eleven Supervisorial districts, and report to Finance Committee, so that in preparing the budget the Committee may have some idea as to where resources may be found.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider amendment of Res. 867-76 to delete from areas designated as street artists' sales areas property located on O'Farrell Street, north side, Stockton to Powell, and Post Street, north side, Stockton to Grant Avenue.

Supervisor Francois presented:

File 159-76-8.2

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor Kopp requested that letter be directed to the Mayor, citing the fact that notwithstanding Charter provisions some members of the Mayor's staff, specifically Bernard Teitelbaum, Richard Sklar, Ann Blumlein, and others, were absent from their jobs and engaged in electioneering activities for Proposition "T" and other ballot measures, and inquiring as to whether the Mayor was aware of such activities and whether he authorized it.

Supervisor Kopp also requested that letter be directed to Civil Service Commission, requesting verification as to whether the individuals cited above were shown as working on November 2, 1976.

Supervisor Kopp further requested that after payroll has been verified as to status of cited individuals on November 2, 1976, letter be directed to City Attorney, inquiring as to what recourse is available and may be taken, and in the event subject individuals are not on specified payroll, that the Mayor be asked for an explanation of their absence.

No objection and Clerk directed to comply.

Referred to Committee

Resolution urging Directors of Golden Gate Bridge, Highway and Transportation District to raise toll on Golden Gate Bridge from 75¢ to \$1.00 for private automobiles.

Supervisor Kopp presented:

File 55-76-2, Resolution No.

Referred to Streets and Transportation Committee

Request Granted

Supervisor Kopp requested that letter be directed to Department of Public Works and Registrar of Voters, inquiring as to why City trucks could not be used for transporting voting machines.

No objection and Clerk directed to comply.

Supervisor Molinari requested that letter be directed to City Attorney asking for an opinion as to whether Civil Service lists in existence prior to certification date of Proposition "E" would come under the provisions of rule of one or rule of three.

No objection and Clerk directed to comply.

Referred to Committee

Request that reallocation of funds currently available in Department of City Planning's accounts be used to provide for reimbursement of travel expenses of qualified applicants

for the position of Director of Planning.

Supervisor Molinari presented:

File 101-76-63

Referred to Finance Committee

Resolution declaring Board of Supervisors' policy that should employee layoffs be necessary to meet fiscal demands on a department-by-department basis, non-vacant Civil Service positions shall receive priority for retention, and appointive positions other than department heads shall be cut before any non-vacant Civil Service positions are cut.

Supervisor Mendelsohn presented:

File 525-76, Resolution No.

Referred to Legislative and Personnel Committee

Request that hearings be held to consider amendment of Res. 867-76, to delete from areas designated as street artists' sales areas property located at 580 Beach Street and 2870 Leavenworth Street.

Supervisor Nelder presented:

File 159-76-8.1

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor Nelder requested that letters of commendation be transmitted to the Coast Guard, San Francisco Fire Department and Presidio Fire Department, for their outstanding and heroic efforts this past weekend to rescue boats and passengers trapped in heavy fog on the Bay.

No objection and Clerk directed to comply.

Supervisor Nelder requested that File 510-76, re replacement of artificial turf at Candlestick Park with natural grass be transferred to Joint Finance-Urban and Consumer Affairs Committee.

Supervisor Nelder further requested that subject be scheduled for public hearing by Joint Committee on Wednesday, November 17, 1976.

The Chairman of the Joint Committee agreed to so schedule the subject, and there being no objection the Clerk was directed to comply.

No objection and Clerk directed to comply.

Supervisor Nelder requested that Director of Public Works be asked to see that the appropriate door to Room 2 is open on Wednesday evening, November 10, in advance of Board of Permit Appeals meeting, in order to accommodate a disabled person.

No objection and Clerk directed to comply.

Supervisor Tamaras requested that application of Michael H. Meyers for membership on West Bay Health Advisory Council, as a public interest member, be referred to said agency.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider the possibility of amending Section 1080.2 of Police Code, which requires \$2 million liability insurance coverage for taxicabs.

Supervisor von Beroldingen presented:

Referred to Fire, Safety and Police Committee

Adopted

Motion that the Board award Certificates of Honor to the following:

Justice A. Frank Bray (Supervisors Tamaras, Kopp)
Bill Dorais (Supervisor Kopp)
Chinese Cultural Foundation (Supervisor Feinstein)
Lieutenant Eugene Messerschmidt (Supervisor Nelder)
Xenophon K. Microuticos (Supervisor Tamaras)
Jack Rosenbaum (Supervisor von Beroldingen)
Rev. Charles C. Song (Supervisor Kopp)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Gonzales, Pelosi, Tamaras—4.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

George Cerasi (Supervisor Francois)
Freda D'Andre (Supervisor von Beroldingen)
Norbert F. Doyle (Supervisor Kopp)
William E. Pappas (Supervisor Tamaras)
Brother Maris Spillane, F.S.C. (Supervisor Kopp)
Yoshio Watanabe (Supervisor Kopp)
Rev. Paul K. F. Wu (Supervisor Kopp)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:10 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Saturday, November 13, 1976 — 7:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Saturday, November 13, 1976, 7:24 p.m.

The Board of Supervisors met in special session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Gonzales—2.

Supervisor Feinstein excused from attendance. (See infra.)

Supervisor Gonzales excused from attendance. (See infra.)

Supervisor Feinstein Excused from Attendance

President Kopp announced that Supervisor Feinstein had asked to be excused from attendance because of personal business.

No objection and permission granted.

Supervisor Gonzales Excused from Attendance

President Kopp announced that Supervisor Gonzales had asked to be excused from attendance because of personal business.

No objection and permission granted.

NEW BUSINESS

Finally Passed as Amended

The following recommendation of Joint Finance/Community Services Committee was taken up:

Ordinance setting standards for administration of aid and care to resident and nonresident indigent persons in need of general assistance; an emergency measure.

File 446-76-1, Ordinance No. 451-76

Supervisor Molinari, seconded by Supervisor Francois, moved to amend Amendment of the Whole as follows:

Page 2, line 22

After (d) INSERT "To be eligible for General Assistance";
After "monthly shelter" DELETE "allowances" and SUB-
STITUTE "amounts";

After "paid by an" ADD "otherwise";

Page 2, line 25

After "Maximum Shelter" DELETE "Allowance" and SUB-
STITUTE "Amount";

Page 3, line 1

After "Maximum Shelter" DELETE "Allowance" and SUB-
STITUTE "Amount";

Page 3, line 5

After "shall be made in the" DELETE "maximum shelter
allowance for each" and SUBSTITUTE "cash assistance
benefits".

*Motion to amend Amendment of the Whole adopted by the
following vote:*

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn,
Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Gonzales—2.

Privilege of the Floor Denied

Supervisor Molinari moved to grant privilege of the floor to
Mr. John Adams of S.F. Neighborhood Legal Assistance Founda-
tion, and to Messrs. Gil Green and Clyde Stitt.

There being objection, the privilege of the floor was deemed
denied.

*Amendment of the Whole, as amended, finally passed by the
following vote:*

Ayes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn,
Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Feinstein, Gonzales—2.

ADJOURNMENT

There being no further business, the Board at the hour of 7:35
p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 9, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, NOVEMBER 15, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, November 15, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, November 15, 1976, 2:12 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen—11.

Quorum present.

President Kopp presiding.

SPECIAL ORDER — 2:00 P.M.

Adopted

Resolution awarding bid or rejecting all bids by Board of Supervisors, not later than 2:00 p.m. (P.S.T.), at the Chambers of the Board of Supervisors, City Hall, Civic Center, San Francisco, for \$2,500,000 Residential Rehabilitation Revenue Bonds; fixing rate of interest.

File 504-76-1 Resolution No. 892-76

Supervisor Barbagelata, seconded by Supervisor Francois, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

UNFINISHED BUSINESS

The Board took up consideration of the Mayor's veto and disapproval of the following, heretofore considered:

Ordinance rescinding \$90,000, Real Estate, Home Ownership Assistance Program.

File 101-76-42, Ordinance No. 452-76

Supervisor Feinstein, seconded by Supervisor von Beroldingen, moved to override the Mayor's veto.

The Clerk explained that the question before the Board is: "Shall the measure be adopted, notwithstanding the Mayor's veto?", that an "aye" vote would override the Mayor's disapproval, and that it would require eight "aye" votes to override the Mayor's disapproval.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras—7.

Noes: Supervisors Feinstein, Mendelsohn, Pelosi, von Beroldingen—4.

Thereupon Supervisor Barbagelata, seconded by Supervisor Tamaras, moved to rescind the foregoing vote.

No objection and motion carried.

The roll was again called, and the Mayor's veto was overridden by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras—8.

Noes: Supervisors Feinstein, Mendelsohn, von Beroldingen—3.

Mayor's Veto Sustained

The Board took up consideration of Mayor's disapproval of the following, heretofore considered:

Resolution authorizing transfer of \$1.2 million of 1975 and 1976 Community Development Contingency Funds for Public Services directed toward crime prevention, fire protection equipment, street lighting and other services appropriate for a crime prevention program within various areas of the City and County, including Hunters' Point, Western Addition and such other areas which meet qualifications of HUD regulations; requesting Mayor, Chief of Police, Office of Community Development, Director of Public Works and Fire Chief to prepare and submit in detail a program for public services protection; reserving the contingency funds for this purpose until program has been submitted to and approved by Board of Supervisors.

File 391-76-5, Reesolution No.

Supervisor Feinstein, seconded by Supervisor von Beroldingen, moved to override the Mayor's veto.

The Clerk explained that the question before the Board is: "Shall the measure be adopted, notwithstanding the Mayor's

veto?", that an "aye" vote would override the Mayor's disapproval and that it would require eight "aye" votes to override the Mayor's disapproval.

Refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Tamaras, von Beroldingen—5.

Noes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi—6.

Request Granted

Supervisors Francois and Kopp requested that City Attorney be asked to furnish opinion as to whether or not it will be necessary to form a non-profit corporation to bring about purchase of International Hotel, and whether it would be necessary to submit to the electorate, as well as whether the Keil proposal would require approval of a majority of the voters, said opinion and report to be a public record.

No objection and Clerk directed to comply.

Adopted

The following recommendations of Finance Committee, heretofore considered, were taken up:

Resolution authorizing Mayor's Office of Community Development to reallocate \$485,403 of unexpended funds for additional neighborhood centers and traffic control in the Community Development Program to 1975 and 1976 contingency funds to provide source of funding for crime prevention, fire protection equipment, street lighting and other services; requesting preparation of program for public services protection.

File 391-76-6, Resolution No.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Pelosi, Tamaras, von Beroldingen—6.

Noes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder—5.

Thereupon, Supervisor Gonzales, seconded by Supervisor Feinstein, moved to rescind the foregoing vote.

No objection and motion carried.

The roll was again called and the measure was adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Nelder, Tamaras, von Beroldingen—6.

Noes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Pelosi—5.

(Subsequently, the foregoing legislation was returned disapproved and vetoed by his Honor, the Mayor.)

Adopted

Resolution authorizing Mayor to apply for and accept Federal funds for 1977 Community Development Program and Housing Assistance Plan; providing for expenditure schedules and execution of contracts between City and County and Redevelopment Agency and Housing Authority.

File 68-76-41, Resolution No. 882-76

Supervisor Feinstein presented an Amendment of the Whole, and seconded by Supervisor Mendelsohn, moved adoption.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Pelosi—5.

Noes: Supervisors Barbagelata, Francois, Kopp, Nelder, Tamaras, von Beroldingen—6.

Supervisor Feinstein, seconded by Supervisor Mendelsohn, moved to amend to restore \$350,000 for Project A-5, Rehabilitation Study Implementation.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Pelosi—5.

Noes: Supervisors Barbagelata, Francois, Kopp, Nelder, Tamaras, von Beroldingen—6.

Supervisor Feinstein, seconded by Supervisor Gonzales, moved to amend to restore \$350,000 for Project C-2, Recreational Facilities, in areas not suitable for RAP funding.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Gonzales—2.

Noes: Supervisors Barbagelata, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen — 9.

Supervisor Pelosi, seconded by Supervisor Mendelsohn, moved to amend to restore \$30,000 for the funding of position of Public Information Officer, Redevelopment Agency.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Pelosi, Tamaras—5.

Noes: Supervisors Barbagelata, Francois, Kopp, Molinari, Nelder, von Beroldingen—6.

Supervisor Feinstein, seconded by Supervisor Mendelsohn, moved to amend to restore funding for Neighborhood Centers.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Feinstein, Mendelsohn, Molinari—3.

Noes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Resolution adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Noes: Supervisors Feinstein, Mendelsohn—2.

Finally Passed

Ordinance appropriating \$11,800,000, Public Utilities, Hetch Hetchy Water and Power, for purchase of power for resale.

File 101-76-50, Ordinance No. 453-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen—11.

Chairman Pro Tempore

At the request of President Kopp, Supervisor Francois assumed the Chair Pro Tempore.

Taken Up Out of Order

There being no objection, on motion by Supervisor Nelder, seconded by Supervisor Feinstein, the rules were suspended in order to take up out of order the following recommendation of Governmental Services Committee:

Adopted as Amended

Motion directing City Attorney to enter into litigation against Triple A Machine Shop, Inc.

File 483-76

Supervisor Kopp, seconded by Supervisor Nelder, moved to amend as follows:

Line 1

After “directed to” ADD “investigate all facts, law and other circumstances regarding the feasibility of”;

After “enter” ADD “ing”;

Line 11

After "File 483-76" ADD "and to report thereon to the Board of Supervisors in executive session before December 1, 1976, with respect to the Board's legal status concerning institution of litigation."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Thereupon, President Kopp resumed the Chair.

Taken Up Out of Order

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor Nelder, the following recommendation of the Finance Committee was taken up out of order.

Adopted

Resolution authorizing Commission on the Aging to enter into contract with Los Mayores of Centro Latino to provide direct services to senior citizens.

File 501-76, Resolution No. 903-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Feinstein—1.

Taken Up Out of Order**Referred to Committee**

There being no objection, on motion by Supervisor Nelder, seconded by Supervisor Pelosi, the rules were suspended in order to proceed to Supervisor Kopp's name on roll call.

Resolution establishing Citizens' Advisory Committee on San Francisco Municipal Golf Courses.

Supervisor Kopp presented:

File 529-76, Resolution No.

Referred to Urban and Consumer Affairs Committee

Request Granted

Supervisor Kopp requested that letter be directed to Secretary of the Army, asking if there is any basis for reports regarding closing of Letterman General Hospital.

Chairman Pro Tempore

At the request of President Kopp, Supervisor Francois assumed the Chair Pro Tempore.

Consideration Continued

The following recommendation of Legislative and Personnel Committee, heretofore considered, was taken up:

Charter amendment (fourth draft) amending Section 8.404 pertaining to the fixing of salaries and benefits of carmen. (Supervisors Barbagelata, Kopp)

File 172-76

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved to rerefer to committee.

Supervisor Barbagelata, seconded by Supervisor Kopp, moved as a substitute motion to continue consideration to December 13, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Request Granted

Supervisor Francois requested that City Attorney be asked to furnish opinion as to whether, in the event of a special election called by reason of an initiative petition, a Charter amendment might be submitted at the same time.

No objection and Clerk directed to comply.

NEW BUSINESS

Consideration Continued

The following from Finance Committee without recommendation was taken up:

Resolution authorizing extension of lease of real property at 144 Townsend Street for record storage center.

File 64-76-35, Resolution No.

There being no objection, on motion by Supervisor von Beroldingen, seconded by Supervisor Mendelsohn, consideration was continued to November 22, 1976.

Adopted

The following recommendations of Finance Committee were taken up:

Resolution authorizing lease of real property at 255-59 Hyde Street and 535 Eddy Street for methadone facility, Public Health.

File 64-76-36, Resolution No. 899-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Resolution authorizing amendment to and extension of sublease of real property at 2225 Mission Street for Sheriff's Community Outreach Project.

File 64-76-37, Resolution No. 900-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Resolution confirming sale of certain surplus Department of Public Works land.

File 318-76-1, Resolution No. 910-76

<i>Parcel</i>	<i>High Bidder</i>	<i>Bid</i>
(7 Rotteck Street		
Lot 46, Block 6752	Christopher Kosta	\$46,000
437 Bosworth Street		
Lot 48, Block 6752	Jean and Esther Ryan	39,000
431 Bosworth Street		
Lot 48A, Block 6752	Rodney R. Montgomery	40,250
E. line Rotteck Street		
60' S. Bosworth Street		
Lot 45, Block 6752	Leonard E. James	14,750

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales,

Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Passed for Second Reading

Ordinance authorizing sale of Water Department and Department of Public Works land, various locations.

File 517-76, Ordinance No.

(Lot 14, Block 2305, Water Department;
Lot 27, Block 6964, Department of Public Works;
San Mateo County Parcels 093-431-020,030 and 040,
Water Department;
San Mateo County Parcel 093-401-101, Water
Department; and
Portion of Santa Clara County Parcel 086-010-190, Water
Department.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance appropriating \$43,877, Juvenile Court, permanent salaries; rescinding \$43,877, Juvenile Court, permanent salaries.

File 101-76-31.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance amending Annual Salary Ordinance, Section 186010, Juvenile Court, reflecting reallocation of six positions and abolishment of one classification; companion measure to File 101-76-31.1.

File 102-76-23, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance appropriating \$8,637, Social Services, permanent salaries; rescinding \$8,906, Social Services, permanent salaries and mandatory fringe benefits.

File 101-76-39, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance amending Annual Salary Ordinance, Section 169010A, Social Services, reflecting reclassification of one position; companion measure to File 101-76-39.

File 102-76-29, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance appropriating \$2,700, Adult Probation, 25 dictating units; rescinding \$2,700, Adult Probation, materials and supplies.

File 101-76-51, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance appropriating \$238,750, Water Department, capital improvements, relocation and realignment of water mains.

File 101-76-54, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance amending Annual Salary Ordinance, various sections, Board of Supervisors, reflecting classification of seven positions and reallocation of seven positions.

File 102-76-39, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance amending Administrative Code, pertaining to term and renewal of official bond.

File 490-76, Ordinance No.

(Amends Sections 16.138 and 16.142.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance approving agreement to be entered into by Recreation and Park Commission for operation of nursery school at Grattan Playground.

File 498-76, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance approving agreement to be entered into by Recreation and Park Commission for operation of nursery school at Silver Tree Day Camp Recreation Building, located in Glen Canyon.

File 499-76, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Ordinance amending Administrative Code to increase cash revolving fund of Department of Public Works.

File 500-76, Ordinance No.

(Amends Section 10.158;
increases fund to \$20,000.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Kopp—1.

Thereupon, President Kopp resumed the Chair.

Adopted

Resolution authorizing Chief Probation Officer, Juvenile Court, to apply for and accept funds from Office of Criminal Justice Planning for project entitled "San Francisco Youth Home".

File 220-76-3, Resolution No. 909-76

(Provides that expenditure of funds shall be subject to Board approval, after public hearing on location of facility by Health and Environment Committee.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Resolution accepting gift of \$16,777 from S. H. Cowell Foundation of San Francisco, for use by Juvenile Court for development of San Francisco Youth Home Project.

File 38-76-45, Resolution No. 905-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Resolution accepting gift of \$1,000 from George H. Sandy Foundation for use by Fire Department to purchase resuscitation training equipment.

File 38-76-46, Resolution No. 895-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Resolution accepting gift of \$726.26 from Fire Department Numismatic Society for use by Fire Department Memorial Museum.

File 38-76-47, Resolution No. 896-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Passed for Second Reading

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-29, Ordinance No.

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 678-308	Willie Mae Allen	\$10,500
679-113	Blanche Hill	6,000
677-067	Lillian Ronick	1,950
657-690	Joseph Black	1,750
667-168	Patricia Thomas (waiver of SFGH bill #445708, of \$448.40)	4,000 plus
MC 727-563	Christine McCulloch	250
726-964	California State Automobile Assn.	700)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Adopted

Resolution approving compromise of claim of Anthony Harris against City and County by payment of \$5,000.

File 48-76-19, Resolution No. 898-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Resolution approving compromise of claim of Perini Corporation against City and County by payment of \$9,546.51.

File 48-76-20, Resolution No. 906-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Resolution denying applications for leave to present late claims against the City and County.

File 50-76-43, Resolution No. 907-76

(Applicants

Desta Garrett
Meriam Vann)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Resolution granting application of Conde Hamlin for leave to preesent late claim against City and County in amount of \$419.83.

File 50-76-44, Resolution No. 908-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Passed for Second Reading as Amended

The following recommendations of Governmental Service Committee were taken up:

Ordinance amending Administrative Code to ensure non-discrimination in contracts based on disability, as defined by Human Rights Commission. (Supervisor Molinari)

File 462-76, Ordinance No.

(Amends Sections 12.B.1 and 12.B.2.)

Supervisor Molinari, seconded by Supervisor Nelder, moved to amend as follows:

Page 4, Line 2

After "rule" DELETE "." and ADD "and forward said rule to the Board of Supervisors for adoption and incorporation in this Article prior to January 1, 1977."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

Resolution authorizing publication by posting of purchase of certain tax delinquent property for open-space purposes.

File 162-76-2, Resolution No. 902-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Referred to Committee

The following from the Emergency Calendar was taken up:

Ordinance appropriating \$8,755,875, Public Works, for capital improvement, Sanitary Engineering; an emergency measure.

File 101-76-69, Ordinance No.

Referred to Finance Committee

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence — Lucille Abrahamson, member, Board of Education, November 14-21; Ina F. Dearman, member, City Planning Commission, November 4-9; Eugene S. Hopp, M.D., member, Board of Education, November 21-23; Supervisor Alfred J. Nelder, November 12; Rai Y. Okamoto, Director of Planning, November 11-12, 1976; with permission to leave the State.

File 1-76, Resolution No. 883-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

ROLL CALL FOR INTRODUCTION OF MEASURES AND

COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.**Adopted**

Supervisor Molinari, seconded by Supervisor Nelder, moved that the Board schedule a caucus for Monday, November 22, 1976, at 1:30 p.m., to discuss personnel matters regarding the staff of the Board of Supervisors.

No objection and motion carried.

Request Granted

Supervisor Molinari requested that letter be directed to Police Department, citing the fact that the Board enacted legislation in July of this year, providing for exemptions from certain parking restrictions for disabled persons (blue zones), and inquiring as to when such program is to be implemented.

No objection and Clerk directed to comply.

Referred to Committee

Ordinance amending Sections 12.A.1 through 12.A.5 of Administrative Code to ensure nondiscrimination in contracts on the grounds of or because of disability.

Supervisor Molinari presented:

File 462-76-1, Ordinance No.

Referred to Governmental Services Committee

Request that hearings be held to consider installation of STOP signs at intersection of San Benito Way and Monterey Boulevard.

Supervisor Nelder presented:

File 18-76

Referred to Fire, Safety and Police Committee

Request that hearings be held to consider advisability of enacting legislation establishing Neighborhood Priority Boards.

Supervisor Pelosi presented:

File 530-76

Referred to Planning, Housing and Development Committee

Resolution supporting expanded Muni Security Guard Program, and urging Mayor's Office, Police Department and Civil Service Commission to take steps to expand said program.

Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder and Pelosi presented:

File 528-76

Referred to Joint Fire, Safety and Police/Finance Committee

Adopted

Motion that the Board award Certificate of Honor to the following:

New Yerba Buena Hotel (Supervisor Tamaras)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Molinari, Nelder, Tamaras—6.

Absent: Supervisors Gonzales, Kopp, Mendelsohn, Pelosi, von Beroldingen—5.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

Emmett Lester Draper (Supervisor Francois)

Molly Galant (Supervisor Kopp)

Lorena Herndon (Supervisor Francois)

Rev. D. Manning Jackson (Supervisor Francois)

George R. McKeon (Supervisor Kopp)

Robert Patterson (Supervisor Kopp)

William Singer (Supervisor Kopp)

Rev. W. Louis Smith (Supervisor Francois)

Eddie "Jazzbo" Williams (Supervisor Francois)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:55 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 16, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, NOVEMBER 22, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, November 22, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, November 22, 1976, 2:05 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras von Beroldingen —11.

Quorum present.

President Kopp presiding.

COMMUNICATION

The Clerk presented and read a communication from the Mayor returning disapproved and vetoed the following legislation:

Consideration Temporarily Postponed

Resolution authorizing Mayor's Office of Community Development to reallocate \$485,503 of unexpended funds for additional neighborhood centers and traffic control in Community Development Program to 1975 and 1976 contingency funds to provide source of funding for public services directed toward crime prevention, fire protection equipment, street lighting and other appropriate crime prevention programs meeting HUD regulations; requesting the Mayor, Director of Public Works and Fire Chief to prepare and submit detailed program for public services protection.

File 391-76-6, Resolution No.

Supervisor Francois, seconded by Supervisor von Beroldingen, moved to reconsider the Mayor's veto.

Motion to reconsider Mayor's veto adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Gonzales, Mendelsohn, Molinari—3.

There being no objection, on motion by Supervisor Pelosi, seconded by Supervisor Molinari, consideration was temporarily postponed.

Thereupon, the Board commenced consideration of Calendar items in the order of their appearance thereon.

Public Hearing Held

SPECIAL ORDER—2:00 P.M.

Public hearing on proposed amendments to Redevelopment Plan for Embarcadero/Lower Market Approved Redevelopment Project Area E-1, to reduce in a portion of the project area maximum permitted building height; to reduce number of dwellings which may be built; to change standards for building coverage; and to permit development of additional non-residential space.

File 73-76-4

Supervisor Francois moved to continue the measure for one week. Motion died for want of a second.

Committee of the Whole

Thereupon, Supervisor Feinstein, seconded by Supervisor Molinari, moved that Board resolve itself into a Committee of the Whole.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

The oath was administered to the following who presented testimony:

Departmental Representatives

Mr. Arthur Evans, Executive Director, Redevelopment Agency

Mr. Robert Passmore, Department of City Planning

Proponents

Mr. Joseph Perini, Perini Corporation

Mrs. Frieda Klussmann, President, San Francisco Beautiful

Mr. John Jacobs, SPUR

Mr. Lloyd Pflueger, Downtown Association of San Francisco

Mr. John Holmes, Citizens for Responsible Development and
Nob Hill Association

Mr. William Dauer, Assistant to Business Committee

Mr. James Bronkema, Executive Director, Embarcadero
Center

Opponent

Mr. Lafayette Jamerson, Displaced Persons of Western
Addition Association

Impartial Speaker

Linda Wong, Chinatown Coalition for Better Housing

Thereafter, Supervisor Francois, seconded by Supervisor Feinstein, moved to conclude the public hearing.

No objection and motion carried.

Supervisor Mendelsohn, seconded by Supervisor Molinari, moved that Board reconstitute itself as a Board of Supervisors.

No objection and motion carried.

Passed for Second Reading

The following from the Clerk, was taken up:

Ordinance amending Ordinance No. 301-59, as amended, approving the Redevelopment Plan for the Embarcadero/Lower Market Approved Redevelopment Project Area E-1 by amending said plan as outlined above.

File 73-76-4, Ordinance No.

Supervisor Feinstein, seconded by Supervisor Molinari, moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Nelosi, Tamaras, von Beroldingen—11.

Request Granted

Supervisor Molinari requested that letter be directed to City Attorney, asking his opinion as to whether the City Planning Commission has any authority to include in its decisions and determinations information as to whether or not a project is economically feasible.

No objection and Clerk directed to comply.

Mayor's Veto Sustained

Thereafter the Board resumed consideration of the Mayor's disapproval and veto of the following legislation, heretofore considered and temporarily postponed:

Resolution authorizing Mayor's Office of Community Development to reallocate \$485,503 of unexpended funds for additional neighborhood centers and traffic control in Community Development Program to 1975 and 1976 contingency funds to provide source of funding for public services directed toward crime prevention, fire protection equipment, street lighting and other appropriate crime prevention programs meeting HUD regulations; requesting the Mayor, Director of Public Works and Fire Chief to prepare and submit detailed program for public services protection.

File 391-76-6, Resolution No.

Supervisor Barbagelata, seconded by Supervisor Francois, moved to continue consideration to November 29, 1976.

Later, Supervisor Barbagelata withdrew said motion, with the concurrence of Supervisor Francois.

The Clerk explained that the question before the Board is: "Shall the measure be adopted, notwithstanding the Mayor's veto?", that an "aye" vote would override the Mayor's disapproval, and that it would require eight "aye" votes to override the Mayor's disapproval.

Supervisor Francois, seconded by Supervisor von Beroldingen, moved to override the Mayor's disapproval and veto.

Refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Francois, Kopp, Nelder, Tamaras, von Beroldingen—6.

Noes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Pelosi—5.

Taken Up Out of Order

There being no objection, on motion by Supervisor Nelder, seconded by Supervisor Francois, the rules were suspended in order to proceed to Supervisor Nelder's name on roll call.

Request that hearings be held on San Francisco's rising crime rate.

Supervisor Nelder presented on behalf on himself and Supervisors Barbagelata, Feinstein, Francois, Kopp, Tamaras and von Beroldingen.

File 534-76

Referred to Fire, Safety and Police Committee

UNFINISHED BUSINESS

Thereupon the Board resumed consideration of the following from Finance Committee without recommendation:

Adopted

Resolution authorizing extension of lease of real property at 144 Townsend Street for record storage center.

File 64-76-35, Resolution No. 919-76

(Fox Properties, lessor, for period not to exceed forty-five days, beginning November 1, 1976, at monthly rental of \$2,650.)

Supervisor Kopp requested that he be excused from voting on the measure because of a possible conflict of interest.

Supervisor Molinari, seconded by Supervisor Feinstein, moved to excuse Supervisor Kopp from voting.

No objection and motion carried.

Supervisor Gonzales, seconded by Supervisor Tamaras, moved adoption of the resolution.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras—7.

Noes: Supervisors Feinstein, von Beroldingen—2.

Excused: Supervisor Kopp—1.

Absent: Supervisor Pelosi—1.

Rereferred to Committee

The following recommendations of Finance Committee, heretofore considered, were taken up:

Resolution accepting gift of Chinese Pavilion, to be built on shoreline of Stow Lake, from Republic of China for use by Recreation and Park Department.

File 38-76-44.1, Resolution No.

(Valued at \$100,000.)

Supervisor Molinari, seconded by Supervisor von Beroldingen, moved to rerefer to Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—9.

No: Supervisor Tamaras—1.

Absent: Supervisor Pelosi—1.

Adopted

Supervisor von Beroldingen, seconded by Supervisor Feinstein,

moved that letter be directed to Recreation and Park Department, urging them to go forward with all due speed and, if necessary, engage services of independent contractor to prepare EIR on proffered gift of Chinese Pavilion to be erected in Golden Gate Park, and, if necessary, initiate request for supplemental funding for that purpose.

No objection and motion carried.

Finally Passed

Ordinance authorizing sale of Water Department and Department of Public Works land, various locations.

File 517-76, Ordinance No. 459-76

(Lot 14, Block 2305, Water Department;
Lot 27, Block 6964, Department of Public Works;
San Mateo County Parcels 093-431-020, 030 and 040, Water Department;
San Mateo County Parcel 093-401-101, Water Department;
and portion of Santa Clara County Parcel 086-010-190, Water Department.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance appropriating \$43,877, Juvenile Court, permanent salaries; rescinding \$43,877, Juvenile Court, permanent salaries.

File 101-76-31.1, Ordinance No. 456-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance amending Annual Salary Ordinance, Section 186010, Juvenile Court, reflecting reallocation of six positions and abolishment of one classification; companion measure to File 101-76-31.1.

File 102-76-23, Ordinance No. 463-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance appropriating \$8,637, Social Services, permanent salaries; rescinding \$8,906, Social Services, permanent salaries and mandatory fringe benefits.

File 101-76-39, Ordinance No. 457-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance amending Annual Salary Ordinance, Section 169010A, Social Services, reflecting reclassification of one position; companion measure to File 101-76-39.

File 102-76-29, Ordinance No. 464-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance appropriating \$2,700, Adult Probation, 25 dictating units; rescinding \$2,700, Adult Probation, materials and supplies.

File 101-76-51, Ordinance No. 458-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance appropriating \$238,750, Water Department, capital improvements, relocation and realignment of water mains.

File 101-76-54, Ordinance No. 460-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance amending Annual Salary Ordinance, various sec-

tions, Board of Supervisors, reflecting classification of seven positions and reallocation of seven positions.

File 102-76-39, Ordinance No. 465-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance amending Administrative Code, pertaining to term and renewal of official bond.

File 490-76, Ordinance No. 467-76

(Amends Sections 16.138 and 16.142.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance approving agreement to be entered into by Recreation and Park Commission for operation of nursery school at Grattan Playground.

File 498-76, Ordinance No. 468-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance approving agreement to be entered into by Recreation and Park Commission for operation of nursery school at Silver Tree Day Camp Recreation Building, located in Glen Canyon.

File 499-76, Ordinance No. 469-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance amending Administrative Code to increase cash revolving fund of Department of Public Works.

File 500-76, Ordinance No. 500-76

(Amends Section 10.158;
increases fund to \$20,000.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-29, Ordinance No. 455-76

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 678-308	Willie Mae Allen	\$10,500
679-113	Blanche Hill	6,000
677-067	Lillian Ronick	1,950
657-690	Joseph Black	1,750
667-168	Patricia Thomas (waiver of SFGH bill #445708, of \$448.40)	4,000 plus
MC 727-563	Christine McCulloch	250
726-964	California State Automobile Assn.	700)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Adopted

The following recommendation of Health and Environment Committee, heretofore considered, was taken up:

Resolution certifying review and consideration of Final Environmental Impact Report on proposed North Point Park/Marina; making findings thereon.

File 36-76-7.1, Resolution No. 915-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Taken Up Out of Order

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Feinstein, the rules were suspended in order to take up out of order the following recommendation of Planning, Housing and Development Committee:

Passed for Second Reading

Ordinance adopting Zoning Map amendment, changing use classification of specified property at foot of Piers 39 and 37 along the Embarcadero, known as North Point/Marina Project, from P and OS to C-2 and 40X Districts for commercial, marina and park development.

File 36-76-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Consideration Continued After Amendment

The following recommendation of Governmental Services Committee, heretofore considered, was taken up:

Ordinance amending Administrative Code to ensure non-discrimination in contracts based on disability, as defined by Human Rights Commission. (Supervisor Molinari)

File 462-76, Ordinance No.

(Amends Sections 12.B.1 and 12.B.2)

Supervisor Molinari, seconded by Supervisor Nelder, moved to amend as follows:

Page 1, line 3 (Title)

After "DISABILITY" add "; PROVIDING FOR AN OPERATIVE DATE."

Page 11, line 15

ADD "Section 2. The provisions of this ordinance shall become operative on February 1, 1977."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—10.

Absent: Supervisor Pelosi—1.

Supervisor Molinari, seconded by Supervisor Feinstein, moved to continue consideration to November 29, 1976.

No objection and motion carried.

Taken Up Out of Order

There being no objection, on motion by Supervisor Gonzales, seconded by Supervisor Mendelsohn, the rules were suspended to take up out of order the following recommendation of Legislative and Personnel Committee:

Passed for Second Reading

Ordinance amending Administrative Code to require employees to reside within five miles of City and County during employment. (Supervisor von Beroldingen)

File 52-76-2, Ordinance No.

(Amends Section 16.99)

Passed for second reading by the following vote:

Ayes: Supervisor Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Noes: Supervisors Barbagelata, Kopp—2.

Taken Up Out of Order

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Nelder, the rules were suspended to take up out of order the following recommendation of Health and Environment Committee:

Adopted

Resolution approving renewal of contract between City and County (Public Health, Community Mental Health Services) and Richmond Area Multiservices, Inc.

File 158-76-21.2, Resolution No. 901-76

(July 1, 1976 to June 30, 1977; maximum obligation, \$319,000.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Francois—1.

Recess

The Board at the hour of 6:20 p.m. recessed for dinner.

Reconvening of the Board

The Board at the hour of 8:42 p.m. reconvened.

ROLL CALL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Supervisor Molinari noted present at 10:14 p.m.

Request Granted

Supervisor Barbagelata requested, and was concurred in by President Kopp, that memorandum be directed to all Board members in President Kopp's name, indicating that henceforth if members do not return after dinner a Call of the Board will be issued, and suggesting that members not make other commitments for Monday evenings.

No objection and Clerk directed to comply.

NEW BUSINESS

Adopted

The following recommendations of Finance Committee, were taken up:

Resolution authorizing release of lien on property described as Parcel No. 5, Lot 76, Mission Valley, Stockton, California.

File 3-76-1, Resolution No. 913-76

(Owned by Lloyd and Lillian Wechsler.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing Director of Health Care Services to execute contract with Permanente Medical Group to transport emergency medical patients who are members of Kaiser Foundation Health Plan to Kaiser Foundation Hospital; providing for submission of report.

File 256-76, Resolution No.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Passed for Second Reading

(Supervisor von Beroldingen dissenting in Committee)

Ordinance amending Administrative Code pertaining to authorization of Director of Health Care Services to execute agreements with hospitals and ambulance companies to permit communications through City Emergency Medical Service Communications Center and fees therefor.

File 489-76, Ordinance No.

(Adds Section 19A.19.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Tamaras—6.

Noes: Supervisors Francois, von Beroldingen—2.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance authorizing acquisition of certain real property for expansion of Southeast Water Pollution Control Plant and dismissal of litigation.

File 470-75-11, Ordinance No.

(Southern Pacific Transportation Company and Santa Fe Land Improvement Company, owners, at cost of \$516,100.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Resolution authorizing extension of lease of real property at 2713 San Bruno Avenue for Special Subsidy Division of Juvenile Court, or other City departments.

File 64-76-38, Resolution No. 920-76

(Elisa Cavellini, Antonio and Linda Passeti, lessors, at monthly rental of \$300, for four months, beginning March 1, 1977, and renewal for three subsequent one-year periods, at same rental.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing amendment to and extension of existing lease of real property at 1182 Market Street for use by Mayor's Criminal Justice Council.

File 64-76-39, Resolution No. 921-76

(Orpheum Building Company, lessor, at monthly rental of \$1,300 for one month, beginning July 1, 1976; effective August 1, 1976, decrease in rental space and in monthly rental to \$800.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Consideration Continued

Resolution authorizing acquisition of certain real property at 2868 Mission Street for Mission Community Cultural Facility site office.

File 515-76, Resolution No.

(Merle S. Konigsberg, owner, at cost of \$400,000.)

Ordinance appropriating \$400,000, Art Commission, acquisition of building at 2868 Mission Street; rescinding \$400,000, Art Commission, various appropriations.

File 101-76-62, Ordinance No.

There being no objection, on motion by Supervisor Gonzales, seconded by Supervisor Francois, consideration on the foregoing measures was continued to December 6, 1976.

Passed for Second Reading

Ordinance approving Amendment No. 2 to agreement with San Mateo County Flood Control District pertaining to construction and maintenance of flood control facilities at San Francisco International Airport; authorizing Director of Airports to execute said amendment.

File 27-76-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance appropriating \$1,462, Water Department, retroactive salaries and mandatory fringe benefits; retroactive to July 1, 1975.

File 101-76-60, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance amending Annual Salary Ordinance, 1975-76, Section 745010G, Water Operating Fund, City Distribution Division, to adjust compensation of Class 5158 City Distribution Assistant Manager in accordance with administrative provisions of Salary Standardization Ordinance, 1975-76, Section IV(H); retroactive to July 1, 1975; companion measure to File 101-76-60.

File 102-75-88, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Passed for Second Reading as Amended

Ordinance appropriating (((\$2,589)) \$1,151, Commission on Status of Women, contractual services; rescinding (((\$1,100)) \$489, City Demonstration Agency, contractual services, and (((\$1,489)) \$662, Commission on Status of Women, services of other departments, fees and other compensation.

File 101-76-56, Ordinance No.

Supervisor Francois, seconded by Supervisor Barbagelata, moved to amend to provide funding only through January 31, 1977.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder, Tamaras—6.

Noes: Supervisors Feinstein, von Beroldingen—2.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Francois, Gonzales, Kopp, Nelder, Tamaras—6.

Noes: Supervisors Feinstein, von Beroldingen—2.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Later, Supervisor Gonzales, seconded by Supervisor Francois, moved to rescind the foregoing vote:

Motion to rescind the vote refused adoption by the following vote:

Ayes: Supervisors Feinstein, Gonzales, von Beroldingen—3.

Noes: Supervisors Barbagelata, Francois, Kopp, Nelder, Tamaras—5.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Passed for Second Reading

Ordinance appropriating \$5,000, Art Commission, Neighborhood Arts Program, Revenue Sharing.

File 101-76-57, Ordinance No.

Supervisor Francois, seconded by Supervisor Tamaras, moved to continue consideration to January 17, 1977.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisor Barbagelata, Francois, Gonzales, Tamaras—4.

Noes: Supervisors Feinstein, Kopp, Nelder, von Beroldingen—4.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor von Beroldingen, the foregoing vote was rescinded.

Thereupon, Supervisor Francois, seconded by Supervisor Tamaras, again moved to continue consideration to January 17, 1977.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Nelder, von Beroldingen—5.

Noes: Supervisors Francois, Tamaras—2.

Absent: Supervisors Gonzales, Mendelsohn, Molinari, Pelosi—4.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance appropriating \$257,933, Water Department, capital improvements.

File 101-76-61, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance appropriating \$334, City Planning, contractual services (OE206 Special Travel); rescinding \$334, City Planning, contractual services (OE234).

File 101-76-63, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance amending Administrative Code to establish schedule of fees to be charged by Recorder for providing copies of Microfiche Grantor-Grantee Index.

File 524-76, Ordinance No.

(Adds Section 8.24.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Resolution extending time for award of Municipal Railway Contract No. MR 631, L-Taraval line track reconstruction and sewer enlargement, for additional ninety days.

File 61-76-2, Resolution No. 918-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing Public Library to apply for and accept Federal funds from California State Library for minority recruitment training.

File 214-76-7, Resolution No. 925-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution waiving statute of limitations with respect to payment of warrant in sum of \$13.85.

File 23-75-2, Resolution No. 911-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Resolution authorizing acquisition of certain real property in vicinity of Kelloch and Velasco Streets, San Mateo County, for Open Space Acquisition and Park Renovation Program.

File 514-76, Resolution No. 928-76

(Lots 1 through 17 and 26 through 33, Assessor's Block 6361, San Francisco; Lots 1 through 8, Assessor's Block 6361, San Mateo County, from American Savings and Loan Association, for \$225,000.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing acquisition of certain real property in vicinity of Utah Street, San Bruno Avenue, Andrew Street and Potrero Avenue, for Open Space Acquisition and Park Renovation Program.

File 518-76, Resolution No. 931-76

(Lots 10 and 14, Assessor's Block 4277, from Trust for Public Land, for \$710,000.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Passed for Second Reading

Ordinance authorizing settlement of litigation of Oscar A. Duarte against City and County, by payment of \$1,000.

File 45-76-17, Ordinance No.

(Superior Court Action No. 686-881).

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-30, Ordinance No.

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 683-688	Jeanette Flynn	\$5,000
680-077	Marjorie Bush	950
684-887	Bertha R. Pugh	4,000
MC 731-589	Anthony R. Morelli	250
US Dist. Court C 75 2490 SW	Jack L. Brodnax, Jr.	500)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Adopted

Resolution authorizing settlement of unlitigated claims of various plaintiffs against City and County.

File 48-76-21, Resolution No. 916-76

<i>(Claimant</i>	<i>Settlement</i>
John Gomez	\$ 813.00
Pacific Insurance Company and Masaru Higa	1,150.89
Betsy Vasiliki Hand	813.59
William M. Challacombe, a minor	3,500.00)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Resolution authorizing compromise of claim of City and County against Charles M. Stern by acceptance of \$1,150.

File 49-76-13, Resolution No. 917-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Mendelsohn, Molinari, Pelosi—3.

Tabled

The following from Planning, Housing and Development Committee without recommendation, was taken up:

Ordinance amending City Planning Code to modify notice requirements for hearings on large-scale changes in Zoning Map. (Supervisor Barbagelata)

File 427-76, Ordinance No.

(Amends Section 306.3.)

Supervisor Barbagelata, seconded by Supervisor Tamaras, moved passage for second reading.

Supervisor Barbagelata, seconded by Supervisor Gonzales, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Passed for Second Reading

The following recommendations of Planning, Housing and Development Committee, were taken up:

Ordinance adopting Zoning Map amendment, changing use classification of property in the vicinity of Post Street, north side, between Broderick and Divisadero Streets, from R3 to C2 District, for installation of medical office in residential structure.

File 36-76-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Ordinance designating San Francisco War Memorial as a landmark.

File 90-74-17, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Adopted

Resolution supporting application of U.S. Fish and Wildlife Service to withdraw permanently from entry specified offshore area, subject to valid existing rights under mineral laws, for designation of said area as California National Wildlife Refuge.

File 353-76, Resolution No. 927-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Passed for Second Reading

The following recommendations of Legislative and Personnel Committee were taken up:

Ordinance amending Ordinance No. 97-76 (Salary Standardization Ordinance, Charter Section 8.401) by correcting clerical error in Section XIV-Schedules of Compensation in establishing rate of pay for Class 2566 Rehabilitation Counselor; effective July 1, 1976.

File 106-76-17, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Ordinance amending Administrative Code pertaining to establishment of representation units, to provide that supervisory employees of Municipal Railway shall be placed in Unit 11. (Supervisor Feinstein)

File 283-76, Ordinance No.

(Amends Section 16.210.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Ordinance amending Administrative Code pertaining to Employee Suggestion System Committee. (Supervisor Kopp)

File 508-76, Ordinance No.

(Amends Sections 16.108 through 16.121.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Adopted

Resolution determining wage scales for private employment of various crafts on public contracts; rescinding Resolution No. 855-75.

File 522-76, Resolution No. 932-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Referred to Committee

The following from the Emergency Calender was taken up:

Ordinance appropriating \$12,545, Public Health, for pest control services for Laguna Honda Hospital and San Francisco General Hospital; an emergency measure.

(Emergency Reserve Fund)

File 101-76-72, Ordinance No.

Referred to Finance Committee

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of Absence — Dr. Robert F. Alioto, Superintendent of Schools, November 18-20; Agnes Barnhill, member, Fire Commission, December 3-13; Supervisor Terry A. Francois, November 26-December 1; Bernard Orsi, General Manager, Personnel, November 19-21; Joseph E. Tinney, Assessor, December 3-5, 1976; with permission to leave the State.

File 1-76, Resolution No. 904-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Adopted

Motion that City Attorney be directed to file written appeal with designee of Secretary of the Navy, i.e., General Counsel, Department of the Navy, from determination of Naval Sea

Systems Command of September 22, 1976, which determination constituted formal denial under Freedom of Information Act of all correspondence and documents previously requested by Port of San Francisco relative to leasing of Hunters' Point Naval Shipyard to Triple A Machine Shop, Inc.

Supervisor Kopp presented, and seconded by Supervisor Molinari, moved adoption.

File 483-76-1

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Mendelsohn, Pelosi—2.

Supervisor Kopp, seconded by Supervisor Nelder, moved that Mr. Thomas Soules, Port Director, be asked to submit to the Board an affidavit or declaration under penalty of perjury, reciting all the facts with respect to the statements allegedly made to the San Francisco Progress and San Francisco Examiner, and his alleged subsequent statement to Mr. Hollis of the Examiner following his meeting with Mayor Moscone, when he is alleged to have stated he was mistaken in his assertion about Congressman Burton; and requesting that such statement be delivered to the Clerk of the Board of Supervisors no later than 5:00 p.m., Wednesday, November 24, 1976.

No objection and motion carried.

Supervisor Francois, seconded by Supervisor Nelder, moved that letter be directed to the Mayor, asking that he inform the Board of dates of his meetings in Washington, D.C., with respect to Hunters' Point Naval Shipyard, including Congressmen, Department of Defense, Department of the Navy, or anyone else with whom he may have met re transfer of Hunters' Point Naval Shipyard; and that similar information be requested from former Mayor Alioto.

No objection and motion carried.

Referred to Committee

Charter amendment amending Section 8.450 thereof, pertaining to qualifications of carmen.

Supervisor Molinari presented:

File 532-76

Referred to Legislative and Personnel Committee

Charter amendment amending Section 8.404 thereof, pertaining to grievance procedures for carmen.

Supervisor Molinari presented:

File 533-76

Referred to Legislative and Personnel Committee

Request that hearing be held to consider installation of STOP sign at southeast corner of Marne Way and Miraloma Drive.

Supervisor Nelder presented:

File 18-76

Referred to Fire, Safety and Police Committee

Request that hearing be held to consider problem created by painting of curbs to limit or prevent parking after space has been allocated to street artists, thereby barring street artists from occupying said space.

Supervisor Nelder presented:

File 159-76-9

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor von Beroldingen requested that City Attorney be asked to draft resolution urging Fair Political Practices Commission to recognize basic right of clients to be protected from disclosure of their identity and amounts of fees paid to attorneys who are also public officials required to file Economic Disclosure Statements, on the grounds of the fundamental attorney-client privilege which belongs to the client, rather than to the attorney; and urging State Legislature to take immediate steps to bring legislation governing the question into conformity with constitutional requirements of equal protection.

No objection and Clerk directed to comply.

Supervisor von Beroldingen requested that letter be directed to City Attorney, asking for a response to the following questions:

- A. Is it mandatory that Criminal Justice Council be under jurisdiction of the Mayor?
- B. What legislative changes would be necessary to place the Council under jurisdiction of Board of Supervisors?
- C. If jurisdiction can be transferred, would the Council still be eligible to receive the same Federal grants?

No objection and Clerk directed to comply.

Adopted

Motion that Clerk of the Board be authorized and directed to initiate emergency request for supplemental appropriation of \$18,900 to provide for additional 63 days of hearings by Assessment Appeals Board, necessary to complete action on 1976-77 appeals.

Supervisor Barbagelata presented, and seconded by Supervisor Feinstein, moved immediate adoption.

File 69-76-13

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Gonzales, Mendelsohn, Molinair, Pelosi—4.

Referred to Committee

Ordinance amending administrative provisions of Annual Appropriation Ordinance by amending Section 10 and adding subparagraph 9.

Supervisor Barbagelata presented:

File 101-76-68, Ordinance No.

Referred to Finance Committee

Resolution rescinding Resolution No. 830-76, which authorized acceptance of \$43,020 from State Department for benefit payments for conduct of on-site graduate school program to improve AFDC staff performance by upgrading management and supervisory skills of supervisors and line personnel.

Supervisor Barbagelata presented:

File 486-76-2, Resolution No.

Referred to Finance Committee

Request Granted

Supervisor Barbagelata requested that City Attorney be asked to prepare for his introduction legislation which would bring all employments, including those made through the Office of Manpower (CETA) and any other Federally-funded programs, under jurisdiction of Civil Service Commission.

No objection and Clerk directed to comply.

Supervisors Barbagelata, Nelder, Tamaras and von Beroldingen requested that letter be sent to the Mayor, asking that he establish a Complaint Department in his office, to be manned by existing personnel.

No objection and Clerk directed to comply.

Referred to Committee

Resolution requesting Department of Public Works to institute emergency street cleaning program for critical areas of the City, utilizing CETA field conservation aides.

Supervisor Feinstein presented:

File 526-76, Resolution No.

Referred to Governmental Services Committee

Request Granted

Supervisor Feinstein requested, with respect to foregoing legislation, that Clerk notify all neighborhood and district merchant associations when Committee meeting is scheduled to hear the measure.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that letter be directed to Department of Public Works, pointing out that there are a number of dead sycamore trees on Market Street, and asking that such trees be replaced, and that report be made back to the Board, indicating the cost of each tree replaced, as well as an indication as to how such cost will be met.

No objection and Clerk directed to comply.

Adopted

Resolution endorsing SB 30, which provides for family reunification services.

Supervisors Feinstein, Francois, Pelosi, Tamaras and von Beroldingen presented:

File 12-76-92, Resolution No. 894-76

Supervisor Feinstein, seconded by Supervisor Francois, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Gonzales, Mendelsohn, Molinari, Pelosi—4.

Referred to Committee

Resolution requesting California Council on Criminal Justice to reconsider grant to City and County of \$388,888 to address Muni violence.

Supervisor Feinstein presented:

File 68-76-42.1, Resolution No.

Referred to Finance Committee

Request that hearing be held to consider unallocated portions of \$500,000 per annum Neighborhood Arts Program

funds, to determine whether or not, or how, such funds shall be reallocated upon a district basis in accordance with mandate of Proposition "T".

Supervisor Francois presented:

File 101-76-77

Referred to Finance Committee

Resolution discouraging use of public funds to perpetuate and enhance positions of professionals hired to administer funds for social programs.

Supervisors Francois, Barbagelata, Kopp, Tamaras and von Beroldingen presented:

File 13-76-19, Resolution No.

Referred to State and National Affairs Committee

Request that hearing be held to consider whether the Commission on the Status of Women should be phased out.

Supervisors Francois, Barbagelata, Kopp and Tamaras presented:

File 535-76

Referred to Community Services Committee

Request that hearing be held to consider proposed change in designation of street artists' locations.

Supervisor Francois presented:

File 159-76-8.2

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor Kopp requested that Clerk take steps to withdraw letter written to City Attorney by the Employee Relations Director, with respect to validity of Proposition "B".

No objection and Clerk directed to comply.

Announcement

President Kopp announced that a caucus and executive session had been scheduled for Monday, November 29, 1976, at 1:30 p.m.

Adopted

Motion that the Board award Certificates of Honor to the following:

Lucille Abrahamson (Supervisor Kopp)
Ransom Cook (Supervisor Kopp)
Ralph K. Davies Medical Center (Supervisor Tamaras)
Dianne Feinstein (Supervisor Kopp)
Rhoda Goldman (Supervisor Kopp)
Frances Green (Supervisor Kopp)
Vincent Hallinan (Supervisor Kopp)
Clifford Kamaka (Supervisor Barbagelata)
Esther Levitin (Supervisor Feinstein)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Nelder, Tamaras, von Beroldingen—7.

Absent: Supervisors Gonzales, Mendelsohn, Molinari, Pelosi—4.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

William Lenox Cobb (Supervisor Kopp)
George J. Elkington (Supervisors Molinari, Kopp)
Frederick P. Furth, Sr. (Supervisor Kopp)
Edwin Golden (Supervisor Kopp for all members)
Michael Hogan, M.D. (Supervisor Kopp)
Samuel Kline (Supervisor Kopp)
Robert Lippert, Sr. (Supervisor Tamaras)
Donald E. Smith (Supervisor Kopp for all members)
Elsie Kahn Stern (Supervisor Kopp)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 11:35 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 16, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, NOVEMBER 29, 1976 — 2:00 P.M.

TUESDAY, NOVEMBER 30, 1976—8:00 A.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, November 29, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, November 29, 1976, 2:10 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Gonzales, Mendelsohn—3.

Quorum present.

President Kopp presiding.

Supervisor Francois excused. (On official leave of absence.)

Supervisor Gonzales noted present at 2:20 p.m.

Supervisor Mendelsohn excused from attendance. (See infra.)

Supervisor Mendelsohn Excused from Attendance

The Clerk announced that Supervisor Mendelsohn had asked to be excused from attendance for personal reasons.

No objection and permission granted.

SPECIAL ORDER—2:00 P.M.

Public Hearing Held

Hearing of all persons interested in or objecting to the proposed vacation of certain air space and appurtenances for a bridge above and across a portion of Winston Drive, westerly of Nineteenth Avenue, in Stonestown Shopping Center.

File 415-76-2

The following presented testimony before the Board:

Mr. Paul Heidriche, for proponents

Mr. Herman Beneke, Department of Public Works

Prince Arcadia, in opposition

There being no one else present desiring to speak to the matter, the public hearing was declared concluded.

Passed for Second Reading

The following from Streets and Transportation Committee, was taken up:

Ordinance vacating certain air space and appurtenances for a bridge above and across a portion of Winston Drive, westerly of Nineteenth Avenue, in Stonestown Shopping Center; certifying review of Environmental Impact Report.

File 415-76-2, Ordinance No.

Supervisor Tamaras, seconded by Supervisor Feinstein, moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Gonzales, Mendelsohn—3.

UNFINISHED BUSINESS

Finally Passed

The following from the Clerk, heretofore considered, was taken up:

Ordinance amending Ordinance No. 301-59, as amended, approving the Redevelopment Plan for the Embarcadero/Lower Market Approved Redevelopment Project Area E-1 by amending said plan; certifying review of Environmental Impact Report.

File 73-76-4, Ordinance No.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

(Supervisor von Beroldingen dissenting in Committee)

Ordinance amending Administrative Code pertaining to authorization of Director of Health Care Services to execute agreements with hospitals and ambulance companies to per-

mit communications through City Emergency Medical Service Communications Center, and fees therefor.

File 489-76, Ordinance No. 487-76

(Adds Section 19A.19.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras—8.

No: Supervisor von Beroldingen—1.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance authorizing acquisition of certain real property for expansion of Southeast Water Pollution Control Plant and dismissal of litigation.

File 470-75-11, Ordinance No. 454-76

(Southern Pacific Transportation Company and Santa Fe Land Improvement Company, owners, at cost of \$516,100.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance approving Amendment No. 2 to agreement with San Mateo County Flood Control District pertaining to construction and maintenance of flood control facilities at San Francisco International Airport; authorizing Director of Airports to execute said amendment.

File 27-76-6, Ordinance No. 474-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$1,462, Water Department, retroactive salaries and mandatory fringe benefits; retroactive to July 1, 1975.

File 101-76-60, Ordinance No. 483-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Annual Salary Ordinance, 1975-76, Section 745010G, Water Operating Fund, City Distribution Division, to adjust compensation of Class 5158 City Distribution Assistant Manager in accordance with administrative provisions of Salary Standardization Ordinance, 1975-76, Section IV(H); retroactive to July 1, 1975; companion measure to File 101-76-60.

File 102-75-88, Ordinance No. 485-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$1,151, Commission on Status of Women, contractual services; rescinding \$489, City Demonstration Agency, contractual services and \$662, Commission on Status of Women, services of other departments and fees and other compensation.

File 101-76-56, Ordinance No. 481-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$5,000, Art Commission, Neighborhood Arts Program, Revenue Sharing.

File 101-76-57, Ordinance No. 482-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$257,933, Water Department, capital improvements.

File 101-76-61, Ordinance No. 484-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$334, City Planning, contractual

services (OE206 Special Travel); rescinding \$334, City Planning, contractual services (OE234).

File 101-76-63, Ordinance No. 461-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Administrative Code to establish schedule of fees to be charged by Recorder for providing copies of Microfiche Grantor-Grantee Index.

File 524-76, Ordinance No. 489-76

(Adds Section 8.24.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance authorizing settlement of litigation of Oscar A. Duarte against City and County, by payment of \$1,000.

File 45-76-17, Ordinance No. 477-76

(Superior Court Action No. 686-881.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Molinari—3.

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-30, Ordinance No. 478-76

(Action No.	Plaintiff	Settlement
SC 683-688	Jeanette Flynn	\$5,000
680-077	Marjorie Bush	950
684-887	Bertha R. Pugh	4,000
MC 731-589	Anthony R. Morelli	250
US Dist. Court C 75 2490 SW	Jack L. Brodnax, Jr.	500)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Molinari—3.

Consideration Continued

The following recommendation of Governmental Services Committee, heretofore considered, was taken up:

Ordinance amending Administrative Code to ensure non-discrimination in contracts based on disability, as defined by Human Rights Commission. (Supervisor Molinari)

File 462-76, Ordinance No.

(Amends Section 12.B.1 and 12.B.2.)

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Feinstein, consideration was continued to January 3, 1977.

Taken Up Out of Order

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Feinstein, the rules were suspended in order to proceed to Supervisor Molinari's name on roll call.

Adopted

Resolution requesting Human Rights Commission, after public hearing, to submit to Board of Supervisors prior to January 1, 1977, definition of "disability" for inclusion in Chapter 12B of Administrative Code.

Supervisor Molinari presented, and seconded by Supervisor Feinstein, moved immediate adoption.

File 462-76-2, Resolution No. 930-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Taken Up Out of Order

There being no objection, on motion by Supervisor Pelosi, seconded by Supervisor Nelder, the rules were suspended in order to proceed to Supervisor Pelosi's name on roll call.

Finally Passed

Ordinance extending term of Chief Administrative Officer

through December 31, 1976; an emergency measure.

Supervisor Pelosi presented and, seconded by Supervisor Nelder, moved final passage.

File 453-76-4, Ordinance No. 466-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Finally Passed

The following recommendations of Planning, Housing and Development Committee, heretofore considered, were taken up:

Ordinance adopting Zoning Map amendment, changing use classification of property in the vicinity of Post Street, north side, between Broderick and Divisadero Streets, from R3 to C2 District, for installation of medical office in residential structure.

File 36-76-6, Ordinance No. 475-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Molinari—3.

Ordinance adopting Zoning Map amendment, changing use classification of specified property at foot of Piers 39 and 37 along the Embarcadero, known as North Point/Marina Project, from P and OS to C-2 and 40X Districts for commercial, marina and park development.

File 36-76-7, Ordinance No. 476-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Molinari—3.

Ordinance designating San Francisco War Memorial as a landmark.

File 90-74-17, Ordinance No. 480-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Molinari—3.

Finally Passed

The following recommendations of Legislative and Personnel Committee, heretofore considered, were taken up:

Ordinance amending Ordinance No. 97-76 (Salary Standardization Ordinance, Charter Section 8.401) by correcting clerical error in Section XIV-Schedules of Compensation in establishing rate of pay for Class 2566 Rehabilitation Counselor; effective July 1, 1976.

File 106-76-17, Ordinance No. 486-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Administrative Code pertaining to establishment of representation units, to provide that supervisory employees of Municipal Railway shall be placed in Unit 11. (Supervisor Feinstein)

File 283-76, Ordinance No. 471-76

(Amends Section 16.210.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Administrative Code pertaining to Employee Suggestion System Committee. (Supervisor Kopp)

File 508-76, Ordinance No. 488-76

(Amends Sections 16.108 through 16.121.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

(Supervisor Barbagelata dissenting in Committee)

Ordinance amending Administrative Code to require employees to reside within five miles of City and County during employment. (Supervisor von Beroldingen)

File 52-76-2, Ordinance No. 473-76

(Amends Section 16.99.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Molinari, Pelosi, Tamaras, von Beroldingen—6.

Noes: Supervisors Barbagelata, Kopp, Nelder—3.

Absent: Supervisors Francois, Mendelsohn—2.

NEW BUSINESS

Consideration Temporarily Postponed

The following from Joint Finance/Planning, Housing and Development Committee, without recommendation, was taken up:

Resolution approving site on Kearny Street, between Washington and Jackson Streets, for 150 low-rent housing resource.

File 516-76, Resolution No.

Supervisor Barbagelata, seconded by Supervisor Pelosi, moved adoption.

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Pelosi, consideration was temporarily postponed.

Consideration Temporarily Postponed

The following from Finance Committee without recommendation, was taken up:

Resolution approving Addendum No. 11 to 1975 Community Development Program and Addendum No. 5 to 1976 Community Development Program; authorizing use of contingency funds for acquisition of International Hotel by Housing Authority; providing for execution of amendment to 1976 contract between City and County and Housing Authority.

File 516-76-1, Resolution No.

Supervisor Barbagelata, seconded by Supervisor Pelosi, moved adoption.

There being no objection, on motion by Supervisor Feinstein,

seconded by Supervisor Pelosi, consideration was temporarily postponed.

Taken Up Out of Order

There being no objection, on motion by Supervisor Barbagelata, seconded by Supervisor von Beroldingen, the following recommendation of Joint Fire, Safety and Police/Finance Committee was taken up out of order:

Adopted as Amended

Resolution supporting expanded Muni Security Guard Program; urging Mayor's Office, Police Department and Civil Service Commission to take steps to expand said program. (Supervisors Barbagelata, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi)

File 528-76, Resolution No. 947-76

Supervisor Barbagelata presented an Amendment of the Whole, and seconded by Supervisor Pelosi, moved adoption. (See file for details.)

Amendment of the Whole adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Taken Up Out of Order

Adopted as Amended

There being no objection, on motion by Supervisor Feinstein, seconded by Supervisor Tamaras, the following recommendation of Health and Environment Committee was taken up out of order:

Resolution recommending that entire methadone program be contracted to private organization.

File 531-76, Resolution No. 944-76

Supervisor Feinstein, seconded by Supervisor Tamaras, moved to amend as follows:

Line 12

After "WHEREAS, the" DELETE "Health and Environment Committee of the";

Line 16

DELETE "RESOLVED" clause and SUBSTITUTE the fol-

lowing: "RESOLVED, That the Board of Supervisors does hereby urge the Chief Administrative Officer and the Department of Public Health to immediately take steps to contract the entire methadone program to an appropriate private organization skilled in the administration of such programs and subject to State Department of Health approval";

After preceding "RESOLVED" clause, ADD "and, be it FURTHER RESOLVED, That this Board of Supervisors requests the Chief Administrative Officer, as an emergency measure, to provide immediate personal supervision of present programs dealing with methadone and to take all necessary steps to upgrade the level of service and security in the City's methadone clinics until a contractual service is initiated."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Molinari—3.

Adopted as amended by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Kopp, Nelder, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisors Barbagelata, Francois, Mendelsohn, Molinari—4.

Passed for Second Reading

The following recommendations of Finance Committee, were taken up:

Ordinance amending Part III. Municipal Code to empower Chief Administrative Officer to expend Publicity and Advertising monies for evaluation and review of cultural, artistic or other similar programs funded thereby.

File 271-76-1, Ordinance No.

(Amends Section 515.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Molinari, Nelder, Pelosi, von Beroldingen—6.

Noes: Supervisors Gonzales, Kopp, Tamaras—3.

Absent: Supervisors Francois, Mendelsohn—2.

Adopted

Resolution confirming acceptance of amended grant offer C-06-1252-011 as funding for planning and design (Step 2)

of Southwest Ocean Outfall Project; rescinding Resolution No. 722-76.

File 88-75-13.1, Resolution No. 939-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Finally Passed

Ordinance appropriating \$8,755,875, Public Works, Sanitary Engineering, capital improvements, Southwest Ocean Outfall Design and Specifications; an emergency measure.

File 101-76-69, Ordinance No. 462-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Passed for Second Reading

Ordinance appropriating \$8,000,000, General Revenue Sharing, support of Police and Fire Departments; rescinding \$8,000,000, General Revenue Sharing, support of Department of Social Services, General Assistance Program, for fiscal years 1972-73 to 1975-76.

File 101-76-64, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$6,531, Tax Collector, permanent salaries; rescinding \$6,724, Tax Collector, permanent salaries and mandatory fringe benefits.

File 101-76-65, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Annual Salary Ordinance, Section 261012, Tax Collector, Business Tax, reflecting reclassification of one position; companion measure to File 101-76-65.

File 102-76-48, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$14,959, Airport Operating, permanent salaries; rescinding \$15,094, Airport, permanent salaries, crafts.

File 101-76-66, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Annual Salary Ordinance, Sections 725010B and 725011, Airport Operating, reflecting classification of two positions; companion measure to File 101-76-66.

File 102-76-47, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance appropriating \$5,495,000, Airport Operating, for partial overlay, reconstruction and repairs to Runway 10R-28L and airfield drainage pumping stations.

File 101-76-67, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Ordinance amending Annual Appropriation Ordinance, Administrative Provisions, to authorize Controller to approve transfer of funds to permanent salaries which were reduced

subject to certain conditions. (Supervisor Barbagelata)

File 101-76-68, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Adopted

Resolution accepting gift of surplus F-8 fighter plane, valued at \$250, from U.S.S. Coral Sea for use by Recreation and Park Department as play apparatus.

File 38-76-48, Resolution No. 937-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Resolution authorizing transfer of \$11,560 from Rehabilitation Grant to Code Enforcement Grant, for relocation benefits under approval of 10th Amendatory Contract amending grant for FACE program.

File 181-76-8, Resolution No. 924-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Resolution approving Addendum No. 6 to 1976 Community Development Program; authorizing use of contingency funds to supplement prior allocations for reconstruction of Chinese Playground.

File 391-76-7, Resolution No. 929-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Passed for Second Reading

Ordinance authorizing settlement of litigation of Joseph Provost against City and County by payment of \$7,000.

File 45-76-31, Ordinance No.

(Superior Court Action No. 675-225.)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Adopted

Resolution authorizing compromise of claim of California State Automobile Association (William Jones), against City and County by acceptance of \$556.13.

File 48-76-22, Resolution No. 938-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Adopted

The following recommendations of Rules Committee, were taken up:

Resolution appointing members to Ballot Simplification Committee.

File 92-76-37, Resolution No. 940-76

(For terms ending November 30, 1978:

Mr. George T. Osterkamp (Television Arts and Sciences);

Mr. Bruce H. Kennedy (California Association of Broadcast Editorial Directors);

Mrs. Mary Elizabeth Slaughter (League of Women Voters).)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Resolution appointing Margot Patterson Doss as alternate member, North Central Coast Regional Commission of the California Coastal Zone Conservation Commission, vice Hans A Feibusch, resigned, term indefinite.

File 92-76-39.1, Resolution No. 941-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Resolution confirming Mayor's appointments to San Francisco Housing Authority.

File 92-76-44, Resolution No. 923-76

(Rev. Jim Jones, vice Stephen Walter, term expired, for term ending April 27, 1980;

Rev. A. C. "Tony" Ubalde, Jr., vice Rev. H. T. Boswell, resigned, for term ending May 3, 1977.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Resolution nominating persons for appointment to State Hospital Advisory Boards.

File 92-76-45, Resolution No. 942-76

(Agnews Developmentally Disabled Advisory Board:

Mr. Vern Beckett

Napa Developmentally Disabled Advisory Board:

Mrs. John O. French

Napa Mentally Disordered Advisory Board:

Mr. Joseph Brickley)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

(Supervisor Gonzales dissenting in Committee on appointment of Mrs. Jeanne Dinkelspiel.)

Resolution appointing members to various City and County agencies.

File 92-76-46, Resolution No. 943-76

(Child Health and Disability Prevention Advisory Board:

Lionel Traubman, DDS, MSD (nominee of Supervisor Barbagelata), vice Bertha Nelson, terminated, for term ending August 22, 1977.

City-Wide Alcoholism Advisory Board:

Inspector John F. Devine, vice Captain George Sully, re-

signed, for term ending July 1, 1977.

Mental Health Advisory Board:

Mrs. Jeanne Dinkelspiel, vice Vilma Mendoza, resigned, for term ending November 13, 1977;

Mrs. Martha S. Burnside, vice Adrienne Foster, resigned, for term ending November 13, 1979.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Resolution appointing members to Delinquency Prevention Commission.

File 92-76-47, Resolution No. 934-76

(For term ending December 31, 1980:

Mr. Joseph A. Aliano, vice

Mr. R. Frank Caccia (Supervisor Molinari)

Ms. Ena A. Spackman (Board)

Mr. Alan S. Gutterman (Supervisor Feinstein)

Mr. Al Graf (Board)

Mrs. Jean Jacobs (Board)

Mr. Irwin Phillips (Board)

Mr. Eugene Block (Supervisor Tamaras)

Mr. Harold Gillette (Supervisor Francois)

Ms. Nora Leishman (Supervisor Tamaras)

Ms. Laura Jane Asselin (Supervisor Kopp)

Mr. Leslie Payne (Supervisor Barbagelata)

Ms. Elizabeth Denebeim (Supervisor Mendelsohn)

Mr. Walter G. Jebe (Supervisor von Beroldingen)

Youth Member for term ending September 15, 1977:

Ms. Helen L. Collins (Board)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Consideration Continued with Pending Motion to Amend

Thereupon the Board reverted to consideration of the following from Joint Finance/Planning, Housing and Development Committee without recommendation:

Resolution approving site on Kearny Street, between Washington and Jackson Streets, for 150 low-rent housing resource.

File 516-76, Resolution No.

Supervisor Feinstein presented an Amendment of the Whole, and seconded by Supervisor Molinari, moved adoption. (See file for details.)

Supervisor Feinstein, seconded by Supervisor Molinari, moved to continue to a recessed meeting Tuesday morning, November 30, 1976, at 8:00 a.m.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Consideration Continued

The following from Finance Committee without recommendation, heretofore considered and temporarily postponed, was taken up:

Resolution approving Addendum No. 11 to 1975 Community Development Program and Addendum No. 5 to 1976 Community Development Program; authorizing use of contingency funds for acquisition of International Hotel by Housing Authority; providing for execution of amendment to 1976 contract between City and County and Housing Authority.

File 516-76-1, Resolution No.

Supervisor Molinari, seconded by Supervisor Feinstein, moved to continue consideration to recessed meeting Tuesday morning, November 30, 1976, at 8:00 a.m.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

The following from the Emergency Calendar, was taken up:

Ordinance appropriating \$17,791, Public Health, for temporary salaries and medical service and care in the Jail Medical Program in accordance with court order; rescinding \$10,378, Controller EDP, for temporary salaries at San Francisco General Hospital, and \$3,000, Public Health, Central Office Accounting, for services of other departments;

an emergency measure.

File 101-76-78, Ordinance No.

Referred to Finance Committee

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence — Herman E. Gallegos, member, Police Commission, November 20-27; Rev. James A. Hall, member, Police Commission, November 19-23; December 6-10; Gordon J. Lau, President, City Planning Commission, November 18-24; Thomas J. Mellon, Chief Administrative Officer, November 23-28; Rev. Thomas A. Reed, S.J., member, Board of Education, November 25-28; Darrell J. Salomon, member, Civil Service Commission, November 29-December 3; Lorraine H. Smookler, M.D., Acting Director of Public Health, December 3-7, 1976; with permission to leave the State.

File 1-76, Resolution No. 912-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR VOTED ON BY COMMITTEE.

Adopted

Resolution requesting Speaker of the Assembly to introduce legislation restoring requirement that Board of Supervisors must approve all appointments to the Housing Authority by the Mayor, and urging San Francisco delegation to support such legislation.

Supervisor Kopp presented and, seconded by Supervisor Feinstein, moved immediate adoption.

File 12-76-96, Resolution No. 914-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Francois, Mendelsohn, Pelosi—3.

Motion directing City Attorney to investigate all facts, law and other circumstances re feasibility of entering into litigation against Triple A Machine Shop, Inc., Pier 64, San Fran-

cisco, to require Thiple A Machine Shop, Inc. to sublease certain area at Hunters' Point ship repair facility to Port Authority for five years at rate of \$1.00 per year, and to report thereon to the Board in executive session before December 13, 1976.

Supervisor Kopp presented, and seconded by Supervisor Tamaras, moved immediate adoption.

File 483-76-2

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Francois, Mendelsohn—2.

Referred to Committee

Request that hearing be held to consider installation of left-turn arrow at intersection of Broadway and Van Ness Avenue.

Supervisor Kopp presented:

File 20-76

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor Kopp requested that letter be directed to District Attorney, requesting information as to the number of people on probation who were rearrested during 1976, and the number of those arrests where the District Attorney refrained from filing motion to revoke probation.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider amending Building Code to provide that all existing and future apartment buildings be equipped with smoke alarms.

Supervisors Nelder, Feinstein and Molinari presented:

File 539-76

Referred to Governmental Services Committee

Adopted

Motion that Clerk of the Board of Supervisors be and he is hereby directed to prepare and submit request for supple-

mental appropriation of \$50,000 to provide funds for increased cost of audit of Controller's books.

Supervisor Barbagelata presented, and seconded by Supervisor von Beroldingen, moved adoption.

File 69-76-14

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Mendelsohn, Nelder, Pelosi—4.

Referred to Committee

Request that hearing be held on the increase of arson fires in San Francisco.

Supervisor Feinstein presented:

File 540-76

Referred to Fire, Safety and Police Committee

Request Granted

Supervisor Feinstein requested that City Attorney be asked to prepare for her introduction legislation which would repeal prohibitions against outdoor restaurants and sidewalk cafes.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that Department of City Planning be asked to prepare list of specific locations where outdoor restaurants and sidewalk cafes might be appropriate.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that Department of Public Health be asked to propose necessary amendments for administration of health-related concerns in connection with such outdoor restaurants and sidewalk cafes.

No objection and Clerk directed to comply.

Referred to Committee

Ordinance amending various sections of Public Works Code, pertaining to sewer service charge.

Supervisor Feinstein presented:

File No. 537-76, Ordinance No.

Referred to Joint Finance-Health and Environment Committee

Request Granted

Supervisor Pelosi requested that City Attorney be asked to draft legislation to provide that no naming of any public facility take place until expiration of reasonable period of time after death of the individual.

No objection and Clerk directed to reply.

Supervisor Molinari requested that letter be directed to Recreation and Park Department, making reference to article in S.F. Chronicle on November 27 about a jaguar which escaped from its cage at the zoo, asking that department outline its procedures, and advise whether or not the statements presented in the article are true.

No objection and Clerk directed to comply.

Supervisor Molinari requested that letter be directed to Animal Control Commission, asking that it make independent investigation of the circumstances outlined above.

Supervisor Molinari also requested that S.P.C.A. be asked to make similar investigation.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearing be held to review the effect of plan for reconstruction of Upper Market Street area, including provision for bicycle lanes, on the entire neighborhood.

Supervisor Gonzales presented:

File 538-76

Referred to Streets and Transportation Committee

Request that hearing be held to consider reallocation of \$82,000, initially set aside for acquisition of the Straight Theatre, to its original purpose, i.e., beautification of Haight Street.

Supervisor Barbagelata presented:

File 101-76-79

Referred to Finance Committee

Announcement

President Kopp announced that there would be a Caucus of the Board on Monday, December 13, 1976, at 1:00 p.m. to hear report of the City Attorney re feasibility of the Board entering into litigation against Triple A Machine Shop, Inc., re sublease of Hunters' Point Shipyard property to the Port of San Francisco.

Adopted

Motion that the Board award Certificates of Honor to the following:

Dean Marvin J. Anderson (Supervisor Kopp)
Justice William O. Douglas (Supervisor Kopp)
Mrs. Samuel Friedman (Supervisor Kopp)
John Harte (Supervisor Nelder)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Mendelsohn, Nelder, Pelosi—4.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

Matthew Dooley (Supervisors Kopp, Pelosi)
Loretta C. Growney (Supervisor Pelosi)
Ernest C. Molloy (Supervisor Pelosi)
William C. Morrissey (Supervisor Molinari)
Dr. Eugene Ostwald (Supervisor Feinstein)
Marc Kalins Sudarsky (Supervisor Kopp)

File 2-76

Unanimously adopted by a rising vote.

RECESS

Supervisor Barbagelata, seconded by Supervisor Nelder, moved to recess the meeting until Tuesday, November 30, 1976, at 8:00 a.m.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Molinari, Tamaras, von Beroldingen—7.

Absent: Supervisors Francois, Mendelsohn, Nelder, Pelosi—4.

There being no further business, the Board at the hour of 4:18 p.m. recessed.

GILBERT H. BOREMAN, Clerk

Tuesday, November 30, 1976 — 8:00 a.m.

In meeting of the Board of Supervisors, San Francisco, Tuesday, November 30, 1976, 8:18 a.m.

The Board of Supervisors met in recessed session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Francois—2.

Quorum present.

President Kopp presiding.

Supervisor Barbagelata noted present at 8:35 a.m.

Supervisor Francois on official leave of absence.

Adopted as Amended

The following from Joint Finance/Planning, Housing and Development Committee without recommendation, heretofore considered, was taken up:

Resolution approving site on Kearny Street, between Washington and Jackson Streets, for 150 low-rent housing resource.

File 516-76, Resolution No. 945-76

(November 29, 1976 — Amendment of the Whole presented in Board; Consideration continued to November 30, 1976 with pending motion to amend.)

Privilege of the Floor

There being no objection, on motion by Supervisor Pelosi, seconded by Supervisor Feinstein, the privilege of the floor was granted to Gilbert Graham, Esq., attorney for tenants of the International Hotel, who made a brief statement in behalf of his clients.

Thereafter, Amendment of the Whole was adopted by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn,

Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—9.

Absent: Supervisors Barbagelata, Francois—2.

Supervisor Feinstein, seconded by Supervisor Pelosi, moved to further amend, as follows:

Page 2, Line 3

After “for ” ADD “all”;

Page 2, Line 4

After “further action,” ADD “by the International Hotel Tenants’ Association”.

Motion to amend adopted by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi—6.

Noes: Supervisors Barbagelata, Kopp, Tamaras, von Beroldingen—4.

Absent: Supervisor Francois—1.

Adopted as amended by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi—6.

Noes: Supervisors Barbagelata, Kopp, Tamaras, von Beroldingen—4.

Absent: Supervisor Francois—1.

Adopted

The following from Finance Committee without recommendation, heretofore considered, was taken up:

Resolution approving Addendum No. 11 to 1975 Community Development Program and Addendum No. 5 to 1976 Community Development Program; authorizing use of contingency funds for acquisition of International Hotel by Housing Authority; providing for execution of amendment to 1976 contract between City and County and Housing Authority.

File 516-76-1, Resolution No. 946-76

Supervisor Feinstein, seconded by Supervisor Gonzales, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Mendelsohn, Molinari, Nelder, Pelosi—6.

Noes: Supervisors Barbagelata, Kopp, Tamaras, von Beroldingen—4.

Absent: Supervisor Francois—1.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Request Granted

Supervisor Molinari requested that City Attorney be asked, in concert with Clerk of the Board, to prepare amendment to Rules of Order of the Board to specify that the Budget Analyst for day-to-day authority is under jurisdiction of Finance Committee, and that Employee Relations Director is under jurisdiction of Legislative and Personnel Committee.

No objection and Clerk directed to comply.

Supervisor Molinari requested that letter be directed to City Attorney, asking that he research the Charter and appropriate Code sections, and prepare necessary legislation, either Code amendments or Charter amendments, to place authority for all building inspection matters (fire safety) under the Fire Department.

No objection and Clerk directed to comply.

Adopted

Resolution declaring intention to approve use of \$342,000 of Public Works Employment Act Title II funds by Police Department, beginning December 15, 1976.

Supervisor Tamaras presented and, seconded by Supervisor Barbagelata, moved immediate adoption.

File 68-76-45.1, Resolution No. 922-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Francois—1.

Referred to Committee

Resolution requesting Fire Department to consider night patrols by firemen in high fire-incidence areas, utilizing Fire Department vehicles ordinarily stored at night.

Supervisor Barbagelata presented:

File 540-76-1 Resolution No.

Referred to Fire, Safety and Police Committee

TUESDAY, NOVEMBER 30, 1976

1297

ADJOURNMENT

There being no further business, the Board at the hour of 9:35 a.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 23, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, DECEMBER 6, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, December 6, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, December 6, 1976, 2:15 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Francois, Nelder—3.

Quorum present.

President Kopp presiding.

Supervisor Barbagelata noted present at 2:21 p.m.

Supervisor Francois noted present at 2:23 p.m.

Supervisor Nelder noted present at 2:20 p.m.

APPROVAL OF JOURNAL

Consideration Continued

Supervisor Molinari requested that the Clerk research motions attributed to him pertaining to File 82-76, on page 750 of the Journal of Proceedings for Monday, July 19, 1976, and discuss the subject with him during the week, and moved, seconded by Supervisor Pelosi, that approval of the subject journal be continued to Monday, December 13, 1976.

No objection and motion carried.

Taken Up Out of Order

Consideration Continued

There being no objection, on motion by Supervisor Mendelsohn, seconded by Supervisor Pelosi, the rules were suspended

to take up out of order the following recommendation of Health and Environment Committee:

Ordinance amending Police Code to provide penalty for violation of dumping and littering provisions of Code. (Supervisor Mendelsohn)

File 519-76-1, Ordinance No.

(Amends Section 37.)

Supervisor Mendelsohn, seconded by Supervisor Tamaras, moved to continue consideration to December 20, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Francois, Nelder—3.

Thereupon, the Board commenced consideration of Calendar items in the order of their appearance thereon.

Public Hearing Held

SPECIAL ORDER—2:00 P.M.

Hearing of all persons interested in or objecting to the proposed vacation of Seventeenth Street, between Third and Illinois Streets.

File 435-76-2

There being no one present to object, the public hearing was declared concluded.

Passed for Second Reading

The following from Streets and Transportation Committee was taken up:

Ordinance vacating Seventeenth Street, between Third and Illinois Streets, for expansion of Southeast Sewage Treatment Plant.

File 435-76-2, Ordinance No.

Supervisor Molinari, seconded by Supervisor Gonzales, moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

UNFINISHED BUSINESS

Finally Passed

The following from Streets and Transportation Committee, heretofore considered, was taken up:

Ordinance vacating certain air space and appurtenances for a bridge above and across a portion of Winston Drive, west-erly of Nineteenth Avenue, in Stonestown Shopping Center; certifying review of Environmental Impact Report.

File 415-76-2, Ordinance No. 472-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—11.

Adopted

The following recommendation of Finance Committee, here-tofore considered, was taken up:

Resolution authorizing acquisition of certain real property at 2868 Mission Street for Mission Community Cultural Facility site office.

File 515-76, Resolution No. 959-76

(Merle S. Konigsberg, owner, at cost of \$400,000.)

(November 22, 1976—Consideration continued to December 6, 1976.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Peelosi, Tamaras, von Beroldingen—10.

No: Supervisor Francois—1.

Taken Up Out of Order

COMMITTEE REPORT

Consideration Continued as Amended

There being no objection, on motion by Supervisor Francois, seconded by Supervisor Molinari, the rules were suspended to take up out of order the following report of Fire, Safety and Police Committee:

Ordinance amending Police Code and Part III, Municipal

Code, pertaining to establishment and regulation of public stands; permits and license fees therefor; Airport transportation service; and fixing operative date thereof.

File 365-76-1, Ordinance No.

Supervisor Molinari, seconded by Supervisor Francois, moved to amend by deleting Section 5 on Page 3, line 23.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Gonzales, Pelosi—2.

Supervisor Feinstein, seconded by Supervisor Nelder, moved to continue consideration to December 20, 1976.

No objection and motion carried.

Adopted

Supervisor Francois, seconded by Supervisor Nelder, moved that letter be directed to the Mayor, asking that in light of the discontinuance of service by Yellow Cab Company he declare a state of emergency to suspend those sections of the Police Code which provide exclusive taxicab stands and special permit for Airport service held by Yellow Cab Company.

No objection and motion carried.

Request Granted

Supervisor Nelder requested that letter be directed to Police Commission, with copy to City Attorney, pertaining to the 150 Yellow Cab permits originally granted for the purpose of transporting handicapped children to Sunshine School, pointing out that allegedly such permits are no longer used for this purpose, and inquiring as to the legality of withdrawing such permits at this time.

Supervisor Nelder further requested that the Police Commission be asked to comment on the legality of cabs from the northern California area transporting passengers to the Airport.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that letter to the Police Commission include request that the Commission formulate and submit to the Board detailed, comprehensive and data-supported recommendations for enactment of legislation which will meet all reasonable criteria for exercise of the Board's powers, duties and general function of regulating the taxicab industry.

No objection and Clerk directed to comply.

Supervisor Francois requested, on behalf of the Fire, Safety and Police Committee, that letter be directed to the Mayor, requesting as follows:

- A. That he use his good office to urge the Police Commission to proceed expeditiously to carry out the ordinance with respect to abandonment of taxicab permits, so that the public will not be inconvenienced for a long period of time;
- B. To ascertain that if permits are abandoned or transferred, preference is given to individuals and companies in the industry, except that no transfers should be approved unless company has a clear record of non-discrimination;
- C. That he ask Airports Commission to review the entire procedure with respect to access by all cab companies at the Airport, and to take steps to deal with existing situation on an emergency basis;
- D. That Police Commission develop master plan along lines of master plan submitted to Mayor Alioto by Adolph M. Koven, et al, in December, 1972.

No objection and Clerk directed to comply.

Thereupon the Board resumed consideration of recommendations of Finance Committee, heretofore considered:

Passed for Second Reading

Ordinance appropriating \$400,000, Art Commission, acquisition of building at 2868 Mission Street; rescinding \$400,000, Art Commission, various appropriations.

File 101-76-62, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 7.

No: Supervisor Francois — 1.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Finally Passed

Ordinance amending Part III, Municipal Code, to empower Chief Administrative Officer to expend Publicity and Advertising monies for evaluation and review of cultural, artistic or other similar programs funded thereby.

File 271-76-1, Ordinance No. 502-76

(Amends Section 515.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Mendelsohn, Nelder, Tamaras, von Beroldingen — 7.

No: Supervisor Kopp — 1.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance appropriating \$8,000,000, General Revenue Sharing, support of Police and Fire Departments; rescinding \$8,000,000, General Revenue Sharing, support of Department of Social Services, General Assistance Program, for fiscal years 1972-73 to 1975-76.

File 101-76-64, Ordinance No.492-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance appropriating \$6,531, Tax Collector, permanent salaries; rescinding \$6,724, Tax Collector, permanent salaries and mandatory fringe benefits.

File 101-76-65, Ordinance No. 493-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance amending Annual Salary Ordinance, Sections 261012, Tax Collector, Business Tax, reflecting reclassification of one position; companion measure to File 101-76-65.

File 102-76-48, Ordinance No. 501-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance appropriating \$14,959, Airport Operating, permanent salaries; rescinding \$15,094, Airport, permanent salaries, crafts.

File 101-76-66, Ordinance No. 494-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance amending Annual Salary Ordinance, Section 725010B and 725011, Airport Operating, reflecting classifi-

cation of two positions; companion measure to File 101-76-66.

File 102-76-47, Ordinance No. 500-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance appropriating \$5,495,000, Airport Operating, for partial overlay, reconstruction and repairs to Runway 10R-28L and airfield drainage pumping stations.

File 101-76-67, Ordinance No. 495-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance amending Annual Appropriation Ordinance, Administrative Provisions, to authorize Controller to approve transfer of funds to permanent salaries which were reduced subject to certain conditions.

(Supervisor Barbagelata)

File 101-76-68, Ordinance No. 496-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Ordinance authorizing settlement of litigation of Joseph Provost against City and County by payment of \$7,000.

File 45-76-31, Ordinance No.

(Superior Court Action No. 675-225.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

NEW BUSINESS

Adopted

The following recommendations of Finance Committee were taken up:

Resolution establishing City policy that formal request be made of ABAG's Executive Board to make study of tax-sharing. (Supervisor Molinari)

File 511-76, Resolution No. 958-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen — 8.

Absent: Supervisors Gonzales, Molinari, Pelosi — 3.

Subsequently, there being no objection, on motion by Supervisor Molinari, seconded by Supervisor Barbagelata, the foregoing vote was rescinded.

The roll was again called and the resolution was adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen —10.

Absent: Supervisor Gonzales—1.

Passed for Second Reading

Ordinance appropriating \$9,672, Police, permanent salaries, uniformed force; rescinding \$9,672, Police, permanent salaries, uniformed force.

File 101-76-70, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen —10.

Absent: Supervisor Gonzales—1.

Ordinance amending Annual Salary Ordinance, Section 161010, Police, uniformed force, reflecting reclassification of one position; companion measure to File 101-76-70.

File 102-76-42, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen —10.

Absent: Supervisor Gonzales—1.

Ordinance appropriating \$18,059, Public Works, Engineering, permanent salaries and related mandatory fringe bene-

fits; rescinding \$18,059, Public Works, various appropriations.

File 101-76-71, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldgingen—10.

Absent: Supervisor Gonzales—1.

Ordinance amending Annual Salary Ordinance, Section 421010, Public Works, Engineering, establishing one new classification and reallocation of one position; companion measure to File 101-76-71.

File 102-76-19, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance appropriating \$1,879.81, 1972 Sewer Bond Fund, for replacement of structurally deficient sewers within Lansdale Avenue sewer reconstruction.

File 101-76-73, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Passed for Second Reading

The following from Finance Committee without recommendation was taken up:

Ordinance appropriating \$44,386, Board of Supervisors, Employee Relations Division; effective July 1, 1976.

(Companion measure [File 102-76-39] finally passed 11-22-76.)

File 101-76-74, Ordinance No.

Supervisor Molinari, seconded by Supervisor Francois, moved passage for second reading.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Mendelsohn, Molinari,

Nelder, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Barbagelata, Kopp—2.

Absent: Supervisor Gonzales—1.

Passed for Second Reading as Amended

The following recommendations of Finance Committee were taken up:

Ordinance appropriating ((\$54,000)) \$45,000, Social Services, Home Ownership, Home Over Federal Maximum.

File 101-76-75, Ordinance No.

Supervisor Barbagelata, seconded by Supervisor Molinari, moved to amend to reduce appropriation to \$45,000.

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Passed for Second Reading

Ordinance amending Annual Salary Ordinance, Section 517010, Public Health, Bacteriological Laboratory, reflecting establishment of one new classification and allocation of one budgeted position.

File 102-76-45, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance amending Annual Salary Ordinance, Section 557010, Public Health, San Francisco General Hospital, establishing one classification and allocating one position.

File 102-76-51, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp,

Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance amending Annual Salary Ordinance, Section 557010, Public Health, San Francisco General Hospital, establishing one new classification and allocating one position.

File 102-76-52, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance amending Annual Salary Ordinance, Section 652010, Recreation and Park, Special Zoo Division, establishing one new classification and allocating two budgeted positions.

File 102-76-53, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Ordinance amending Annual Salary Ordinance, Section 557012, Public Health, San Francisco General Hospital, Nursing, establishing one new classification and allocating three positions.

File 102-76-54, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Adopted

Resolution accepting from Chamber of Commerce the cost of restoration and repair of existing exterior lights at Palace of Fine Arts, valued between \$15,000 and \$25,000, for use by Recreation and Park Department.

File 38-76-49, Resolution No. 951-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Adopted

The following from Finance Committee without recommendation was taken up:

Resolution endorsing recommendations of Neighborhood Bicentennial Celebration Awards Committee for public improvements, to be funded from 1976 and 1977 Community Development programs, in neighborhoods where residents successfully participated in City's Bicentennial Celebration.

File 391-76-8, Resolution No. 956-76

Supervisor Molinari, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Pelosi—3.

Adopted

The following recommendations of Finance Committee were taken up:

Resolution providing for internal line item transfers totaling \$21,253, in 1976 Community Development Program Budget (FACE/RAP) funds; authorizing purchase of word-processing equipment.

File 391-76-9, Resolution No. 957-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Pelosi—3.

Resolution extending time for award of Public Works contract for Chinese Playground Recreation Building and Middle Terrace development, Job No. 3752, to December 26, 1976.

File 61-76-3, Resolution No. 953-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Pelosi—3.

Passed for Second Reading

Ordinance authorizing settlement of litigation of Jasper Monti against City and County by payment of \$500.

File 45-76-32, Ordinance No.

(Municipal Court Action No. 685-047)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Pelosi—3.

Adopted.

Resolution granting application of William R. McCarty for leave to present late claim against City and County.

File 50-76-49, Resolution No. 952-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Pelosi—3.

Passed for Second Reading

The following recommendations of Legislative and Personnel Committee were taken up:

Ordinance amending Salary Standardization Ordinance by correcting clerical errors in Section XIV, Schedules of Compensation; effective July 1, 1976.

File 106-76-21, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Gonzales, Mendelsohn, Pelosi—3.

Adopted

Resolution declaring policy of Board of Supervisors pertaining to employee layoffs to meet fiscal demands of City and County. (Supervisor Mendelsohn)

File 525-76, Resolution No. 960-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Pelosi—3.

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence—Jane McKaskle Murphy, member, Police Commission, December 20-30; Supervisor Ronald Pelosi, December 12-17; Toby Rosenblatt, member, City Planning Commission, December 10-15; Edwin S. Sarsfield, General Manager, Department of Social Services, December 16-23, 1976; with permission to leave the State.

File 1-76, Resolution No. 936-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Tamaras, von Beroldingen—8.

Absent: Supervisors Barbagelata, Gonzales, Pelosi—3.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Request Granted

Supervisor Molinari requested that letter be directed to Governor and State Controller, with reference to State funds transmitted to the City and County Treasurer, and usually received the end of the month, pointing out that the Governor has declared December 31 a legal holiday, which would mean that State funds would not be received until January 3 or 4, which would cost the City and County a substantial amount of interest and would be in violation of Section 16120 of the Government Code, and urge that steps be taken to forward said funds in a timely manner so that if Friday is a legal holiday the funds would be forwarded at an earlier date.

No objection and Clerk directed to comply.

Called Out of Committee

Supervisor Molinari announced that he was calling from Streets and Transportation Committee, on behalf of Supervisor Gonzales, the following proposed resolution and directed that the measure be calendared for Board consideration on Monday, December 13, 1976:

Resolution declaring intention to order vacation of Mendell Street, between Oakdale and Newcomb Avenues, and setting date of Monday, January 3, 1977 for public hearing thereon.

File 527-76, Resolution No.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearing be held to consider rolling back cab fare rate to rate in effect prior to increase granted this year at Yellow Cab Company's behest.

Supervisors Nelder, Molinari and Feinstein presented:

File 139-76-7

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisors Nelder and Barbagelata requested that letter be directed to Police Commission, pointing out that City revenues from parking fines and warrants are down \$800,000 from last year, and asking for explanation thereof; and also requesting total amount of outstanding fines, as well as total of traffic and parking tickets issued thus far this year.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearing be held to consider solutions to speeding problem on Warren Drive.

Supervisor Nelder presented:

File 20-76

Referred to Fire, Safety and Police Committee.

Request that hearing be held to consider various traffic problems in the vicinity of the French Hospital.

Supervisor Nelder presented:

File 20-76

Referred to Fire, Safety and Police Committee.

Request that hearings be held to consider problems of business people driving stations wagons with commercial plates, who are not permitted to park in yellow zones which are designated "Truck Loading Only".

Supervisor Nelder presented:

File 20-76

Referred to Fire, Safety and Police Committee.

Request that hearing be held to consider solutions to traffic problems at intersection of Taylor and Green Streets.

Supervisor Nelder presented:

File 20-76

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Nelder requested that Clerk prepare letters of welcome to the Mayors of Hiroshima and Nagasaki who will be visiting City Hall on Wednesday, December 22, 1976, as part of a good-will tour.

No objection and Clerk directed to comply.

Supervisors von Beroldingen and Kopp requested that letter be directed to Purchaser of Supplies, through the Chief Administrative Officer, with copy to Presiding Judge of Municipal Court, inquiring as to the number of parking meters which now bear the seal of the Sealer of Weights and Measures, and asking why parking meters cannot be purchased which have such seal already affixed.

No objection and Clerk directed to comply.

Supervisors Feinstein, Tamaras, Francois, Nelder and von Beroldingen requested that letter be directed to the Redevelopment Agency, expressing the Board's concern that the Agency has made a decision not to raze the Imperial Hotel at 140 Fourth Street, but to spend money on engineering study to determine how to bring the building up to minimum code requirements.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that letter be directed to Chief of Police, asking that painting of the remainder of police cars be held up pending policy decision by the people of San Francisco as to whether they wish police cars to be painted blue and white and to bear the words "Police Services", and indicating that she is now circulating among the Supervisors a policy declaration which will be subsequently submitted to the electorate.

No objection and Clerk directed to comply.

Supervisor Kopp requested that letter be directed to Chief of Police relative to painting of police cars, pointing out that funds for such painting are not included in the budget, and, further, that it is confusing to have two color schemes of police cars, and asking for the rationale behind the changing of colors of police cars, as well as the period of time required to paint the new cars, and the period of time required to convert existing police vehicles to the new color scheme; making reference to the fact that the Board is requesting San Francisco's delegation in Washington, D.C. to endeavor to provide for national policy of black and white police cars.

No objection and Clerk directed to comply.

Supervisor Kopp requested that letter be directed to San Fran-

cisco's delegation in Washington, D.C., suggesting that they sponsor legislation to provide for national policy of black and white police cars.

No objection and Clerk directed to comply.

Referred to Committee

Ordinance amending Section 15.6 of Administrative Code, to provide that all new, renewal or amended agreements for psychiatric services be heard by Health and Environment Committee prior to approval by Board of Supervisors.

Supervisor Feinstein presented:

File 161-76-3, Ordinance No.

Referred to Health and Environment Committee.

Ordinance rescinding \$54,506 from Board of Supervisors, Employee Relations Division, contractual services, permanent salaries and related mandatory fringe benefits, for deletion of two positions.

Supervisor Barbagelata presented:

File 101-76-83, Ordinance No.

Referred to Rules Committee.

Request Granted

Supervisors Francois and Kopp requested that letter be directed to the Mayor, with reference to proposed appointments to San Francisco Stadium, Inc., pointing out that there are a considerable number of minority people who should be considered for appointment to this, as well as to other agencies in San Francisco.

No objection and Clerk directed to comply.

Supervisors Barbagelata and Kopp requested that letter be directed to Bay Area Sewage Services Agency, for delivery Wednesday, December 8, 1976, advising that the Board believes law suit should be dismissed and no further money spent on such litigation, in order that San Francisco's share of unspent B.A.S.S.A. money not be dissipated.

No objection and Clerk directed to comply.

Referred to Committee

Resolution urging Bay Area Sewage Services Agency to dismiss and abandon legal action in U.S. District Court.

Supervisors Kopp and Barbagelata presented:

File 544-76, Resolution No.

Referred to Finance Committee.

Request Granted

Supervisor Kopp requested that letter be sent to the Assessor with reference to the International Hotel, asking for information as to amount of property taxes paid by the owners, as well as assessed valuation, and inquiring further as to the amount, if any, which will be paid when and if the Housing Authority acquires the property, as well as amount of taxes to be paid if and when the International Hotel Tenants' Association buys said property.

No objection and Clerk directed to comply.

Supervisors Francois, Kopp, Tamaras and von Beroldingen requested that letter be directed to City Attorney, inquiring as to whether the City's position is being jeopardized by the Housing Authority condemning this property, with no intention of ever using the building for public housing; in instituting eminent domain proceedings to stop sale of said property and give tenants time to attempt to float a loan; and inquiring as to whether such action will subject the City to liability.

No objection and Clerk directed to comply.

Adopted

Resolution ratifying appointment of Edward R. Gerber Company as State Legislative Representative.

Supervisor Kopp presented, and seconded by Supervisor von Beroldingen, moved immediate adoption.

File 545-76, Resolution No. 933-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Referred to Committee

Request that hearing be held to consider temporary closing of 29th Avenue, between Clement Street and Geary Boulevard, between 11:30 a.m. and 12:00 Noon on school days.

Supervisor Kopp presented:

File 43-76-7

Referred to Fire, Safety and Police Committee.

Request that Supervisors Dianne Feinstein and Peter Tamaras be appointed to Health Systems Agency.

Supervisor Kopp presented:

File 92-76

Referred to Rules Committee.

Request Granted

Supervisor Mendelsohn requested that letter be directed to Department of Public Works (ISCOTT), transmitting request for creation of a white zone fronting property at 414 O'Farrell Street for passenger unloading and valet parking.

No objection and Clerk directed to comply.

COMMITTEE REPORT**Adopted**

Supervisor Francois presented the following report on behalf of Fire, Safety and Police Committee:

Resolution amending Resolution No. 867-76, designating sales areas for certified street artists on various public streets by deleting specified locations.

File 159-76-8.2, Resolution No. 935-76

Supervisor Francois, seconded by Supervisor Pelosi, moved adoption.

Supervisor Nelder, seconded by Supervisor Mendelsohn, moved to continue consideration to January 3, 1977.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisors Mendelsohn, Molinari, Nelder—3.

Noes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Pelosi, Tamaras, von Beroldingen—7.

Absent: Supervisor Gonzales—1.

Resolution adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Molinari, Pelosi, Tamaras, von Beroldingen—8.

Noes: Supervisors Mendelsohn, Nelder—2.

Absent: Supervisor Gonzales—1.

Adopted

Motion that the Board award Certificates of Honor to the following:

Walter Batiste (Supervisor Francois)

Juanita Del Carlo (Supervisor Francois)

Kenneth Ferris (Supervisor Francois)

Filipino Association of Corpus Christi Church
(Supervisor Gonzales)

Earl Gage (Supervisor Francois)

John Harris (Supervisor Francois)
Michael Jones (Supervisor Francois)
Walter Kaplan (Supervisor Tamaras)
Bernie Lee (Supervisor Francois)
Ben Levin (Supervisors Tamaras, Mendelsohn)
Ernest Li (Supervisor Francois)
Ann Morris (Supervisor Tamaras)
George W. Ong (Supervisor Molinari)
Tyrone Rockett (Supervisor Francois)
Gary Torres (Supervisor Francois)
Roldan F. Vigil (Supervisor Francois)
O. W. Willard (Supervisor Tamaras)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras, von Beroldingen—10.

Absent: Supervisor Gonzales—1.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

Morris Blumenthal (Supervisors Kopp, Feinstein)
George Farrah II (Supervisor Kopp)
Melfaun Frieson (Supervisor Francois)
Aram Hagosian (Supervisors Feinstein, Molinari)
Ivan Heisler (Supervisors Pelosi, Feinstein)
Charles Hobbs (Supervisor Tamaras)
Anna Korakakis (Supervisor Tamaras)
Lionel B. Samuel (Supervisor Kopp)
Robert Deotist Stewart (Supervisor Francois)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:55 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 23, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, DECEMBER 13, 1976—2:00 P.M.

SATURDAY, DECEMBER 18, 1976—10:00 A.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, December 13, 1976—2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, December 13, 1976, 2:00 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—6.

Absent: Supervisors Barbagelata, Francois, Gonzales, Molinari, Pelosi—5.

Supervisor Francois noted present at 2:06 p.m.

Supervisor Barbagelata noted present at 2:07 p.m.

Supervisor Gonzales noted present at 2:09 p.m.

Supervisors Molinari and Pelosi on official leaves of absence.

Quorum present.

President Kopp presiding.

Correction and Approval of Journal

Supervisor Nelder, acting for Supervisor Molinari, stated there were errors in the Journal of Proceedings of Monday, July 19, 1976, at pages 750 and 751.

Supervisor Nelder, seconded by Supervisor Francois, moved that the Journal be corrected so that the same shall read as follows:

Refused Submission

Charter amendment (second draft) pertaining to appointments to boards and commissions by Mayor and terms of members thereof. (Supervisors Kopp, Francois, Molinari)

File 82-76

Amends Sections 3.100, 3.521, 3.530, 3.540, 3.550, 3.560, 3.570, 3.590, 3.600, 3.610, 3.650, 3.660, 3.670, 3.680 and 3.690.

Supervisor Molinari, seconded by Supervisor Pelosi, moved to amend to provide that all terms shall become effective as of January 8, 1980.

No objection and motion carried.

Supervisor Pelosi, seconded by Supervisor Feinstein, moved to amend to remove all references to "their appointment being subject to confirmation by the Board of Supervisors."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Nelder, Pelosi, von Beroldingen—6.

Noes: Supervisors Gonzales, Mendelsohn, Molinari, Tamaras—4.

Absent: Supervisor Kopp—1.

Refused submission by the following vote:

Ayes: Supervisors Gonzales, Mendelsohn, Molinari, Pelosi, von Beroldingen—5.

Noes: Supervisors Barbagelata, Feinstein, Francois, Nelder, Tamaras—5.

Absent: Supervisor Kopp—1.

Supervisor Molinari, seconded by Supervisor Pelosi, moved to rescind the vote and continue the measure for two weeks.

Refused adoption by the following vote:

Ayes: Supervisors Gonzales, Mendelsohn, Molinari, Pelosi, von Beroldingen—5.

Noes: Supervisors Barbagelata, Feinstein, Francois, Nelder,

Absent: Supervisor Kopp—1.

Thereupon, Acting President Feinstein resumed the Chair.

No objection; motion carried.

Clerk directed to make corrections.

With the corrections noted, the Journal of Proceedings of Monday, July 19, 1976, was thereupon approved.

Motion to Suspend the Rules

Adopted

Supervisor Feinstein, seconded by Supervisor Nelder, moved suspension of the rules to permit introduction of legislation for a

60-day pilot street-sweeping program.

Motion carried by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The following, on roll call for introduction of measures and communications not considered or reported on by committee, were taken up out of order:

Adopted

Proposed resolution, accepting gifts from Laborers' International Union of North America, Local 261, AFL-CIO and the Chamber of Commerce of San Francisco for use by the Department of Public Works.

Supervisor Feinstein presented:

File 38-76-52, Resolution No. 948-76

Supervisor Feinstein, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Referred to Committee

Proposed ordinance, appropriating \$39,769 for operation and equipment, Street Cleaning, Department of Public Works.

Supervisor Feinstein presented:

File 101-76-88

Referred to Finance Committee for public hearing on December 15, 1976.

Taken Up Out of Order

Consideration Continued

There being no objection, on motion of Supervisor Mendelsohn, seconded by Supervisor Gonzales, the following recommendation of Legislative and Personnel Committee appearing under Unfinished Business, was taken up out of order:

Charter amendment (fourth draft) amending Section 8.404 pertaining to the fixing of salaries and benefits of carmen. (Supervisors Barbagelata, Kopp)

File 172-76

Supervisor Mendelsohn, seconded by Supervisor Gonzales, moved to continue consideration to December 20, 1976.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Taken Up Out of Order

Adopted

There being no objection, on motion of Supervisor Francois, seconded by Supervisor von Beroldingen, the following from the Clerk, appearing under New Business, was taken up out of order:

Resolution concurring in declaration of emergency existing by reason of failure of Yellow Cab Company to provide taxi cab services at those stands designated for its sole and exclusive use.

File 139-76-8, Resolution No. 955-76

Supervisor Francois, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Taken Up Out of Order

Consideration Continued

There being no objection, on motion of Supervisor von Beroldingen, seconded by Supervisor Nelder, the following recommendation of Urban and Consumer Affairs Committee, appearing under New Business, was taken up out of order:

Resolution designating Landmarks Preservation Advisory Board as body responsible for fostering and promoting preservation of historical records.

File 619-74, Resolution No.

Supervisor von Beroldingen, seconded by Supervisor Nelder, moved to continue consideration to December 20, 1976.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

UNFINISHED BUSINESS**Finally Passed**

The following recommendation of Streets and Transportation Committee, heretofore considered, was taken up:

Ordinance vacating Seventeenth Street, between Third and Illinois Streets, for expansion of Southeast Sewage Treatment Plant.

File 435-76-2, Ordinance No. 519-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance appropriating \$400,000, Art Commission, acquisition of building at 2868 Mission Street; rescinding \$400,000, Art Commission, various appropriations.

File 101-76-62, Ordinance No. 491-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$9,672, Police, permanent salaries, uniformed force; rescinding \$9,672, Police, permanent salaries, uniformed force.

File 101-76-70, Ordinance No. 508-76.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 161010, Police Department, uniformed force, reflecting reclassification of one position; companion measure to File 101-76-70.

File 102-76-42, Ordinance No. 511-76

Chairman Pro Tempore

The President appointed Supervisor Mendelsohn as chairman pro tempore.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$18,059, Public Works, Engineering, permanent salaries and related mandatory fringe benefits; rescinding \$18,059, Public Works, various appropriations.

File 101-76-71, Ordinance No. 509-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 421010, Public Works, Engineering, establishing one new classification and reallocating one position; a companion measure to File 101-76-71.

File 102-76-19, Ordinance No. 510-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance appropriating \$1,879.81, 1972 Sewer Bond Fund, for replacement of structurally deficient sewers within Lansdale Avenue sewer reconstruction.

File 101-76-73, Ordinance No. 503-76.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The following from Finance Committee without recommendation, heretofore considered, was taken up:

Consideration Continued

Ordinance appropriating \$44,386, Board of Supervisors, Employee Relations Division; effective July 1, 1976.

File 101-76-74, Ordinance No.

Supervisor Kopp moved that consideration be continued to the first meeting in January, 1977.

Motion failed for want of a second.

There being no objection, upon motion by Supervisor Francois seconded by Supervisor von Beroldingen, consideration was continued to December 20, 1976.

President Reassumed Chair

The President reassumed the chair.

The following recommendations of Finance Committee, heretofore considered, were taken up:

Finally Passed

Ordinance appropriating \$45,000, Social Services, Home Ownership, Home Over Federal Maximum.

File 101-76-75, Ordinance No. 505-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 517010, Public Health, Bacteriological Laboratory, reflecting establishment of one new classification and allocation of one budgeted position.

File 102-76-45, Ordinance No. 512-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 557010, Public Health, San Francisco General Hospital, establishing one classification and allocating one position.

File 102-76-51, Ordinance No. 514-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 557010, Public Health, San Francisco General Hospital, establishing one new classification and allocating one position.

File 102-76-52, Ordinance No. 515-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 652010, Recreation and Park, Special Zoo Division, establishing one new classification and allocating two budgeted positions.

File 102-76-53, Ordinance No. 516-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance amending Annual Salary Ordinance, Section 557012, Public Health, San Francisco General Hospital, Nursing, establishing one new classification and allocating three positions.

File 102-76-54, Ordinance No. 517-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Ordinance authorizing settlement of litigation of Jasper Monti against City and County by payment of \$500.

File 45-76-32, Ordinance No. 506-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Finally Passed

The following recommendation of Legislative and Personnel Committee, heretofore considered, was taken up:

Ordinance amending Salary Standardization Ordinance by correcting clerical errors in Section XIV, Schedules of Compensation; effective July 1, 1976.

File 106-76-21, Ordinance No. 518-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

NEW BUSINESS

The following recommendations of Finance Committee were taken up:

Passed for Second Reading

Ordinance amending Annual Salary Ordinance, Section 735011, Municipal Railway Operating Fund, Crafts, to establish training level for Class 7472 Wire Rope Cable Maintenance Mechanic.

File 102-76-50, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Adopted

Resolution authorizing immediate filling of vacated position of 1168 Director of Health Care Services, Department of Public Health; effective January 1, 1977.

File 31-76-46, Resolution No. 970-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution accepting gift of \$6,895 from San Francisco Foundation, for use by Art Commission, Neighborhood Arts Program.

File 38-76-50, Resolution No. 971-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Chief Probation Officer to apply for, accept and expend funds from San Francisco Foundation as partial support for Adult Probation Department's Volunteer Services Unit.

File 218-76-3, Resolution No. 977-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Director of Public Works to apply for and accept Federal funds for rehabilitation of Geary Boulevard, Gough Street to Lyon Street.

File 419-76-2, Resolution No. 980-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Director of Public Works to apply for and accept Federal funds for rehabilitation of Pine Street, Hyde Street to Davis Street.

File 419-76-3, Resolution No. 981-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Director of Public Works to apply for and accept Federal funds for rehabilitation of Bush Street, Kearny Street to Battery Street.

File 419-76-4, Resolution No. 982-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Director of Public Works to apply for and accept Federal funds for rehabilitation of Van Ness Avenue, Market Street to Hayes Street; Grove Street to Golden Gate Avenue; and Lombard Street to Bay Street.

File 419-76-5, Resolution No. 983-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Director of Public Works to apply

for and accept Federal funds for construction of handicapped ramps at various locations.

File 419-76-6, Resolution No. 984-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution authorizing Director of Public Works to apply for and accept Federal funds for rehabilitation of Arguello Boulevard, Geary Boulevard to Fulton Street.

File 419-76-7, Resolution No. 985-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Finally Passed

Ordinance appropriating \$17,791, Public Health, temporary salaries and medical services and care in Jail Medical Program; rescinding \$10,378, Controller, EDP, temporary salaries, and \$3,000, Public Health, services of other departments; an emergency measure.

File 101-76-78, Ordinance No. 497-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Passed for Second Reading

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-33, Ordinance No.

(Municipal Court

<i>Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
727 793	Ramiro Vilato	\$1,800.00
713 777	Maryland Casualty Co.	795.73 and dismissal of cross complaint)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Adopted

Resolution granting application of Gabriel Jorma Brown, a minor, and denying application of Barry Brown, for leave to present late claims against City and County.

File 50-76-47, Resolution No. 973-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The following recommendations of Urban and Consumer Affairs Committee were taken up:

Adopted

Resolution transferring jurisdiction over Buchanan Street park land within Western Addition Approved Redevelopment Area A-2 from Department of Public Works to Recreation and Park Commission. (Supervisor Mendelsohn)

File 509-76, Resolution No. 988-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Motion to Amend Failed

Adopted

Resolution establishing Citizens' Advisory Committee on San Francisco Municipal Golf Courses. (Supervisor Kopp)

File 529-76, Resolution No. 989-76

Supervisor Feinstein, seconded by Supervisor Gonzales, moved amendment as follows: page 1, line 27, DELETE "seven (7)" and SUBSTITUTE "eleven (11)".

Motion to amend failed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Nelder—4.

Noes: Supervisors Barbagelata, Kopp, Mendelsohn, Tamaras, von Beroldingen—5.

Absent: Supervisors Molinari, Pelosi—2.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales,

Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The following recommendations of Fire, Safety and Police Committee were taken up:

Adopted

Resolution designating certain intersections as STOP intersections.

File 18-76-33, Resolution No. 967-76

(Buchanan and Hayes Streets, n/w and s/e corners, creating a 4-way Stop

Dolores and Twenty-First Streets, n/w and s/e corners

Francisco and Leavenworth Streets, n/e corner

Great Highway-Lower Road and Judah Street, all corners

Great Highway-Lower Road and Lawton Street, all corners

Great Highway-Lower Road and Noriega Street, all corners

Great Highway-Lower Road and Quintara Streets, all corners

Great Highway-Lower Road and Taraval Street, all corners creating a 4-way Stop

Greenwich and Leavenworth Streets, n/e corner

Irving Street and Sixteenth Avenue, n/e and s/w corners, creating a 4-way Stop

Jackson and Hyde Streets, n/e corner (Cable Cars Excepted)

Jones and Chestnut Streets, n/w and s/e corners

Jones and Francisco Streets, n/w and s/e corners

Lawton Street and Seventeenth Avenue, n/e and s/w corners, creating a 4-way Stop

Leavenworth and Filbert Streets, all corners

Leavenworth and Lombard Streets, all corners

Miraloma Drive and Marne Avenue, all corners

Ottawa and Huron Avenues, n/e corner, creating an all-way stop

Rivera Street and Twentieth Avenue, n/w and s/e corners

San Benito Way and Monterey Boulevard, all corners

Tenth Avenue and Moraga Street, n/w and s/e corners

Tenth Avenue and Noriega Street, n/w and s/e corners

Tenth Avenue and Ortega Street, n/w and s/e corners

Twentieth and Pennsylvania Streets, n/e and s/w corners, creating a 4-way Stop

Lincoln Way and Forty-fifth Avenue, n/e and s/w corners)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution enacting parking regulations, various streets.

File 19-76-17, Resolution No. 968-76

(PARKING RESTRICTED, 2 HOURS, 7 AM TO 6 PM—
REVOKE

Eighth Street, both sides, between Brannan and Townsend
Streets

PARKING RESTRICTED, 40-MINUTES, 7 AM TO 6
PM—REVOKE

PARKING RESTRICTED, 2 HOURS, 7 AM TO 6 PM—
ESTABLISH

Stockton Street, both sides, between California and Pine
Streets

NO PARKING AT ANY TIME

Spear Street, west side, between Folsom Street and a point
approximately 275 feet southerly

Thornton Avenue, south side, between Bayshore Boulevard
and Quint Street

PARKING, 60 DEGREE ANGLE, PERMITTED

Kearny Street, east side, between Francisco Street and the
southern terminus)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Resolution enacting traffic regulations, various streets.

File 20-76-36, Resolution No. 969-76

(LEFT TURNS PROHIBITED—REVOKE

Eastbound Geary Blvd. at 12th Avenue

Westbound Geary Blvd. at 11th Avenue

Eastbound Geary Blvd. at 8th Avenue

Westbound Geary Blvd. at 7th Avenue

Eastbound Geary Blvd. at 4th Avenue

Westbound Geary Blvd. at 3rd Avenue

East and westbound Balboa Street at Funston Avenue

East and westbound Balboa Street at 9th Avenue

Eastbound Fulton Street at 11th Avenue

Eastbound Fulton Street at 7th Avenue

Eastbound Fulton Street at 5th Avenue
Eastbound Fulton Street at 2nd Avenue
Westbound Fulton Street at 10th Avenue

RIGHT TURN ONLY—REVOKE

North and southbound Funston Avenue at Geary Blvd.
North and southbound 11th Avenue at Geary Blvd.
North and southbound 8th Avenue at Geary Blvd.
North and southbound 7th Avenue at Geary Blvd.
North and southbound 4th Avenue at Geary Blvd.
North and southbound 3rd Avenue at Geary Blvd.
North and southbound 9th Avenue at Balboa Street
North and southbound Funston Avenue at Balboa Street
Southbound 10th Avenue at Fulton Street
Southbound 7th Avenue at Fulton Street
Southbound 5th Avenue at Fulton Street
Southbound 2nd Avenue at Fulton Street

RIGHT OR LEFT TURNS ONLY—REVOKE

Northbound 10th Avenue at Fulton Street

NOT A THROUGH STREET—REVOKE

Southbound 8th Avenue between Anza and
Balboa Streets
Southbound 2nd Avenue between Anza and Balboa
Streets
Northbound 8th Avenue between Balboa and Cabrillo
Streets
Northbound 2nd Avenue between Balboa and Cabrillo
Streets

RIGHT TURN PROHIBITED—REVOKE

Westbound Fulton Street at 11th Avenue

ONE WAY STREET—ESTABLISH

Delmar Street, between Frederick and Waller Streets,
one-way southbound

CLOSE CROSSWALK

Crosswalk crossing Pine Street on west side of Stockton
Street

**STOPPING PROHIBITED (TOW-AWAY) AT ALL
TIMES**

Duboce Avenue, north side, between Mission and Steven-
son Streets
23rd Street, north side, between Vermont Street and a
point 110 feet westerly)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The following, called out of Streets and Transportation Committee by the Board, was taken up:

Resolution declaring intention to order vacation of Mendell Street between Oakdale and Newcomb Avenues, for rehabilitation and improvement of South San Francisco Opera House; fixing date of January 3, 1977, at 2:00 p.m., for public hearing thereon.

File 527-76-1, Resolution No. 962-76

Supervisor Francois, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

The following, on the Emergency Calendar, was taken up:

Referred to Committee

Ordinance appropriating \$23,830, Mayor's Office, for temporary salaries and related mandatory fringe benefits; an emergency measure.

File 101-76-86, Ordinance No.

Referred to Finance Committee.

OFF-CALENDAR LEGISLATION

Adopted

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence—John L. Molinari, Member, Board of Supervisors, December 11-15; George R. Moscone, Mayor, December 12-14; Ronald Pelosi, Member, Board of Supervisors, December 12-17; Genevieve Powell, Commissioner, Civil Service Commission, December 27, 1976-January 3, 1977; Ian M. White, Director of Museums, December 6-10, 1976; with permission to leave the State.

File 1-76, Resolution No. 949-76

Supervisor Nelder, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE.

Adopted

Motion that the Mayor be requested to declare an emergency to suspend the provisions of the Police Code providing for issuance of certificates of public convenience and necessity in licensing vehicles for hire, findings by the Police Commission, and transfer of permits and licenses, and to pass an emergency ordinance authorizing the Police Commission to issue temporary permits immediately.

Supervisor Francois presented:

File 365-76-5

Supervisor Francois, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Referred to Committee

Request that hearings be held to consider establishment of an award program which would reward citizens for supplying information to Police which would ultimately lead to the solution and conviction of serious crimes.

Supervisor Nelder presented:

File 553-76

Referred to Fire, Safety and Police Committee.

Request that hearings be held to consider permitting parking on both sides of Tehama Street between 8th and 9th Streets; change the direction of existing traffic flow on Tehama and Clementina Streets between 8th and 9th Streets; and removal of concrete and steel posts on Tehama Street between 8th and 9th Streets.

Supervisor Nelder presented:

File 19-76

Referred to Fire, Safety and Police Committee.

Ordinance amending San Francisco Administrative Code, Article XI.A, Chapter 16 thereof, by amending Section 16.210 relating to establishment of representation units to provide that supervisory employees of the Municipal Railway are placed in Unit 11.

Supervisor Nelder presented for Supervisor Molinari:

File 283-76-2

Referred to Legislative and Personnel Committee.

Request that hearings be held to consider legislation approving a change from parking meters to parking cards.

Supervisor von Beroldingen presented:

File 554-76

Referred to Fire, Safety and Police Committee.

Finally Passed

Ordinance appropriating \$132,672 for permanent salaries and extended work week; rescinding \$269,983 from related mandatory fringe benefits appropriation, Police Department; an emergency measure.

Supervisor Barbagelata presented:

File 101-76-90, Ordinance No. 499-76

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved final passage.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Adopted

Resolution authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for and receive \$685,090 of grant funds under Title II of the public Works Employment Act of 1976, and to expend the funds for Municipal Railway security purposes including the creation of 24 Q2 Police Officer positions.

Supervisor Barbagelata presented:

File 68-76-45.2, Resolution No. 954-76

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales,

Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Finally Passed

Ordinance appropriating \$214,395 for granting matching funds for the salaries of 59 policemen and for related mandatory fringe benefits, uniforms and equipment, Police Department; an emergency measure.

Supervisor Barbagelata presented:

File 101-76-89, Ordinance No. 498-76

Supervisor Barbagelata, seconded by Supervisor von Beroldingen, moved final passage.

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Request Granted

Supervisor Feinstein requested that the communication from Mr. William G. Lazar, President-General Manager, Luxor Cabs, respecting the use of spare taxicabs and employment of 250 Yellow Cab drivers be transmitted to the Mayor.

No objection and Clerk directed to comply.

Referred to Committee

Ordinance amending the San Francisco Municipal Code by amending Section 221 of Part II, Chapter II (City Planning Code); by amending Sections 790 and 790.1 of Part II, Chapter VIII (Police Code) thereof; by adding Article 11.2 to Part II, Chapter VIII (Police Code) thereof, relating to the zoning and regulation of adult bookstores and adult theaters and their location; permits therefor, and the discontinuance or compliance of noncomplying uses.

Supervisor Feinstein presented:

File 550-76

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Feinstein requested that a letter be directed to the Chief Administrative Officer asking him to instruct the Director of Community Mental Health Services not to accept any more references for those services in this jurisdiction until the Board has time to go over legislation in January, 1977.

No objection and Clerk directed to comply.

Supervisor Feinstein, joined by Supervisors Kopp, von Beroldingen, Tamaras, Barbagelata and Gonzales, requested that letters also be directed to the Superior Court and Municipal Court Judges indicating that the Board of Supervisors has a question about bringing more mentally disturbed people into San Francisco for trial, as there are not adequate quarters for those people while they are awaiting trial.

No objection and Clerk directed to comply.

Referred to Committee

Resolution urging the San Francisco Police Commission to make sure that certain permits are not transferred prior to resolution of script books outstanding with Yellow Cab Company.

Supervisor Francois presented on behalf of Supervisor Molinari:

File 365-76-4

Referred to Fire, Safety and Police Committee.

Resolution urging the Airports Commission to allow any and all taxicabs to pick up and deposit passengers at the San Francisco International Airport, and that a flat rate be instituted per trip for each taxicab so doing.

Supervisor Francois presented on behalf of Supervisor Molinari:

File 365-76-3

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Francois requested that a letter be directed to the Director of Public Health requesting that he determine how many actual residents there are in the International Hotel if possible, how many organizations are maintaining office space in that building and their identification, and report to this Board.

No objection and Clerk directed to comply.

Supervisor Francois requested that a letter be directed to the Housing Authority asking them if they intend to use the International Hotel for low-rent public housing, whether they intend to initiate eminent domain proceedings, and what rents are being collected. He requested that public hearings be scheduled by the appropriate committee as soon as possible.

No objection and Clerk directed to comply.

Supervisor Kopp presented a communication from the Governor of California requesting a detailed list of all State-mandated

programs, and advising that the Department of Finance will recognize San Francisco costs in implementing AB 3121, Juvenile Justice bill, which is effective January 1, 1977.

In consonance with the above, Supervisor Kopp requested that letters be directed to all department heads requesting a list of State-mandated programs, and recommendations for their elimination in whole or in part, and request that they reply right away.

No objection and Clerk directed to comply.

Supervisor Kopp requested that a letter be directed to the City Attorney requesting an opinion on whether we have a cause of action against the State to implement AB 3121.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearings be held to consider the following property tax bills: AB 2, AB 7, AB 11, ACA 1, ACA 2, SB 1, SB 2, SB 12, SB 34, SCA 1, SCA 3, SCA 4, SCA 5, SCA 6.

Presented by Supervisor Kopp:

File 12-76-97

Referred to State and National Affairs Committee.

Adopted

Resolution urging State Legislature to oppose Senate Bill No. 17, and ensure retention of headquarters of California Supreme Court in San Francisco.

Presented by Supervisor Kopp, joined by Supervisors von Beroldingen and Tamaras:

File 13-76-20, Resolution No. 950-76

Supervisor Kopp, seconded by Supervisor Gonzales, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Request Granted

Supervisor Kopp requested that a letter be directed to the City Attorney requesting him not to wait for the 30-day period before filing a demurrer on the civil suit filed by the District Attorney respecting taxicab rates.

No objection and Clerk directed to comply.

Referred to Committee**Resolution urging Police Commission to restore Mounted Police Patrol to McLaren Park.**

Presented by Supervisor Kopp:

File 551-76.

Referred to Fire, Safety and Police Committee.

Request Granted

Supervisor Kopp requested that a letter be directed to the Port Director requesting a report on unpaid rent owed by Far East Lines and other tenants, and whether litigation has been instituted or other means used to collect back rents.

No objection and Clerk directed to comply.

Supervisor Kopp requested that a letter be directed to the City Attorney inquiring what legislation would be needed to provide equality for survivors of all City employees in the event of traumatic deaths.

No objection and Clerk directed to comply.

Supervisor Kopp, in consonance with the foregoing, requested that a letter be directed to the Retirement System requesting an actuarial report on the costs of such an action.

No objection and Clerk directed to comply.

Supervisor Mendelsohn requested that a follow-up letter be directed to the City requesting a response to the Board's letter dated June 30, 1976 concerning permanent part-time employment.

No objection and Clerk directed to comply.

Referred to Committee**Resolution urging his Honor, the Mayor, to establish a complaint department in his office for the benefit of serving the public in compliance with Section 3.100 of the City Charter.**

Supervisor Barbagelata presented:

File 549-76

Referred to Governmental Services Committee.

Request Granted

Supervisor Barbagelata requested that a letter be directed to the Recreation and Park Department asking how long the Mt. Davidson lights have been off, what needs to be done to get them back on and if the Department will be able to have the cross illuminated in time for the Christmas season.

No objection and Clerk directed to comply.

Supervisor Barbagelata requested that letters be directed to the Police Department and the Director of Public Works respecting parking in the financial district, requesting that they advise: 1) how much on-street parking in metered spaces is for trucks only between 9:00 a.m. and 1:00 p.m.; 2) how many other parking spaces are available for members of the public making short stops at banks, etc., in the area; 3) are all the "trucks only" meters necessary for deliveries; 4) does either department have any estimates as to the availability of off-street short term parking in the financial district at 9:00 a.m.; and 5) would either department recommend any increase in the number of on-street metered parking spaces in the district.

No objection and Clerk directed to comply.

Supervisor Barbagelata, joined by Supervisor Mendelsohn, congratulated Mr. Harvey Rose, Budget Analyst, Board of Supervisors, on his preparation of the 1976-77 Budget Guide.

Referred to Committee

Ordinance amending the 1976-77 San Francisco Annual Salary Ordinance by amending Section 1.1A thereof relating to permanent part-time/flex-time employment.

Presented by Supervisor Mendelsohn:

File 102-76-57

Referred to Finance Committee.

Ordinance approving settlement of the litigation of Andre Macedon, Mabel Macedon, Monica Eskridge and James Eskridge against the City and County by payment of the sum of \$1,000.

Presented by Supervisor Barbagelata:

File 45-76-35.

Referred to Finance Committee.

Ordinance amending the San Francisco Administrative Code, Article XI.A, Chapter 16 thereof, by amending Section 16.203 to provide that the Employee Relations Division shall be placed under the authority of the Civil Service Commission.

Presented by Supervisor Kopp:

File 525-75-2

Referred to Legislative and Personnel Committee.

Adopted

Motion that the Board award certificates of honor to the following:

Nora McPherson (Supervisor Kopp)

Very Rev. Fr. Theophilos P. Theophilos
(Supervisor Tamaras)

File 6-74

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Nelder, Tamaras, von Beroldingen—9.

Absent: Supervisors Molinari, Pelosi—2.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased as follows:

Arlene Blumberg (Supervisor Kopp)

Benjamin Kaplan (Supervisor Kopp)

Dr. Ludwig Rosenstein (Supervisor Feinstein)

Adolph Kessler (Supervisor Mendelsohn)

File 2-74

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:00 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Saturday, December 18, 1976—10:00 a.m.

In meeting of the Board of Supervisors, Saturday, December 18, 1976, 10:20 a.m.

The Board of Supervisors met in special session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Tamaras—6.

Absent: Supervisors Barbagelata, Mendelsohn, Nelder, Pelosi, von Beroldingen—5.

NEW BUSINESS**Adopted**

The following from the Clerk was taken up:

Resolution concurring in Mayor's declaration of emergency existing by reason of failure of Yellow Cab Company to provide taxicab services, in order to permit issuance of permits to surplus vehicles of taxicab companies not presently bearing permits.

File 365-76-6, Resolution No. 961-76

Supervisor Francois, seconded by Supervisor Feinstein, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Tamaras—6.

Absent: Supervisors Barbagelata, Mendelsohn, Nelder, Pelosi, von Beroldingen—5.

Adopted

Supervisor Francois, seconded by Supervisor Feinstein, moved that letter be sent to Police Commission, suggesting that the Commission use its regulatory powers to require that hiring of taxicab drivers be done on seniority basis, and to suggest, further, that any sale to take place on Monday be subject to the conditions set forth in a previous letter.

No objection and motion carried.

ADJOURNMENT

There being no further business, the Board at the hour of 10:30 a.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors May 31, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, DECEMBER 20, 1976—2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

Printed by
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465 Tenth Street, San Francisco



JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, December 20, 1976—2:00 P.M.

In meeting of the Board of Supervisors, San Francisco, Monday, December 20, 1976, 2:03 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called, and the following Supervisors were noted present:

Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras—9.

Absent: Supervisors Pelosi, von Beroldingen—2.

Quorum present.

President Kopp presiding.

Supervisor Pelosi noted present at 3:08 p.m.

Supervisor von Beroldingen excused. (See infra.)

Supervisor von Beroldingen Excused

President Kopp announced that Supervisor von Beroldingen had asked to be excused from attendance because of illness.

No objection and permission granted.

Privilege of the Floor

Supervisor Feinstein, seconded by Supervisor Nelder, moved that privilege of the floor be granted to Mr. Ray Jacobs, representing Janitors' Union, Local 87.

Mr. Jacobs advised the Board that he was present today representing the janitors working in the downtown theaters, that one of their members had been the victim of a mutilation murder, and that the men were concerned about their safety on leaving their jobs between 12:30 and 1:00 a.m.

Mr. Jacobs requested that some protective measure be provided to these men during the time period specified, by way of increased police car patrols and foot patrols during that period of time.

Request Granted

Supervisor Kopp, on behalf of all members, requested that letter be directed to Chief of Police, suggesting that the area west of Fourth and Market Streets receive intense patrol service between 12:30 and 1:00 a.m., when the janitors working in that area are getting off work and on their way home, in an effort to protect them from assault.

Thereupon the Board commenced consideration of Calendar items in the order of their appearance thereon.

UNFINISHED BUSINESS

Finally Passed

The following from Finance Committee without recommendation heretofore considered, was taken up:

Ordinance appropriating \$44,386, Board of Supervisors, Employee Relations Division; effective July 1, 1976.

(Companion measure [File 102-76-39] finally passed 11-22-76.)

File 101-76-74, Ordinance No. 504-76

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Mendelsohn, Molinari, Nelder, Tamaras—7.

Noes: Supervisors Barbagelata, Kopp—2.

Absent: Supervisors Pelosi, von Beroldingen—2.

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance amending Annual Salary Ordinance, Section 735011, Municipal Railway Operating Fund, Crafts, to establish training level for Class 7472 Wire Rope Cable Maintenance Mechanic.

File 102-76-50, Ordinance No. 513-76

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras—9.

Absent: Supervisors Pelosi, von Beroldingen—2.

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-33, Ordinance No. 507-76

*(Municipal Court**Action No.**Plaintiff**Settlement*

727 793

Ramiro Vilato

\$1,800.00

713 777

Maryland Casualty Co.

795.73 and

dismissal of cross complaint.)

Finally passed by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras—9.

Absent: Supervisors Pelosi, von Beroldingen—2.

Passed for Second Reading as Amended

The following recommendation of Fire, Safety and Police Committee, heretofore considered, was taken up:

Ordinance amending Part III, Municipal Code, Police Code and Traffic Code, pertaining to establishment and regulation of public taxi stands; permits and license fees therefor; and Airport transportation service. (Supervisor Molinari)

File 365-76-1, Ordinance No.

(Amends Section 1.11 and 129, Part III, Municipal Code;
Amends Section 1117, adds Section 1117.1, repeals
Sections 1078.1 and 1119, Police Code;
Amends Section 39, Traffic Code.)

Supervisor Feinstein, seconded by Supervisor Molinari, moved to amend as follows:

Page 2, Line 25

After "by said vehicle." ADD "Within six months of the effective date of this ordinance the Police Commission shall enact specific rules for the fair and equitable regulation of all taxi stands in San Francisco. Said rules shall include, but not be limited to, waiting patterns, procedures to be followed for pick-up and delivery of passengers, and driver protocol and behavior."

Motion to amend adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras—9.

Absent: Supervisors Pelosi, von Beroldingen—2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Tamaras—9.

Absent: Supervisors Pelosi, von Beroldingen—2.

Passed for Second Reading as Amended

The following recommendation of Health and Environment

Committee, heretofore considered, was taken up:

Ordinance amending Police Code to provide penalty for violation of dumping and littering provisions of Code. (Supervisor Mendelsohn)

File 519-76-1, Ordinance No.

((Amends Section 37.))

(Amends Sections 34 and 37.)

Supervisor Mendelsohn, presented an Amendment of the Whole, and seconded by Supervisor Francois, moved passage for second reading.

Supervisor Francois, seconded by Supervisor Mendelsohn, moved to amend, as follows:

Page 1, Line 19

After "but only" ADD "one hour".

Motion to amend adopted by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—7.

Noes: Supervisors Barbagelata, Feinstein, Tamaras—3.

Absent: Supervisor von Beroldingen—1.

Supervisor Barbagelata, seconded by Supervisor Feinstein, moved to rerefer to committee.

Motion to rerefer to committee refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Pelosi, Tamaras—5.

Noes: Supervisors Francois, Gonzales, Mendelsohn, Molinari, Nelder—5.

Absent: Supervisor von Beroldingen—1.

Supervisor Feinstein, seconded by Supervisor Barbagelata, moved to continue consideration to January 3, 1977.

Motion to continue consideration refused adoption by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Tamaras—4.

Noes: Supervisors Francois, Gonzales, Mendelsohn, Molinari, Nelder—5.

Absent: Supervisors Pelosi, von Beroldingen—2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi—7.

Noes: Supervisors Barbagelata, Feinstein, Tamaras—3.

Absent: Supervisor von Beroldingen—1.

Consideration Continued

The following recommendation of Legislative and Personnel Committee, heretofore considered, was taken up:

Charter amendment (fourth draft) amending Section 8.404 pertaining to the fixing of salaries and benefits of carmen. (Supervisors Barbagelata, Kopp)

File 172-76

There being no objection, on motion by Supervisor Francois, seconded by Supervisor Feinstein, consideration was continued to January 17, 1977.

Adopted

The following recommendation of Urban and Consumer Affairs Committee, heretofore considered, was taken up:

Resolution designating Landmarks Preservation Advisory Board as body responsible for fostering and promoting preservation of historical records.

File 619-74, Resolution No. 964-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

NEW BUSINESS

Passed for Second Reading

The following recommendations of Finance Committee were taken up:

Ordinance appropriating \$82,000, Public Works, Haight Street Improvement Program; rescinding \$82,000, Art Commission, Neighborhood Arts, Haight Street Theater, contiguous land, reconstruction and improvement.

File 101-76-79, Ordinance No.

Supervisor Mendelsohn moved to continue consideration to January 17, 1977.

Motion died for want of a second.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, Pelosi, Tamaras—9.

No: Supervisor Mendelsohn—1.

Absent: Supervisor von Beroldingen—1.

Ordinance appropriating \$3,096,441, Public Works, Market Street reconstruction and improvement.

File 101-76-37, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Ordinance appropriating \$5,815, Sheriff, Special Maintenance Fund, to provide minimum staffing for service on holidays.

File 101-76-80, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Adopted

Resolution accepting gift of \$37,228 from United Way of Bay Area for training and rehabilitation services for mentally-retarded adults receiving assistance under Aid to Disabled Program.

File 38-76-51, Resolution No. 972-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Amended in Board. Consideration Continued

Resolution authorizing Mayor to accept and expend funds from Economic Development Administration to continue Office of Economic Development for a fourth year; authorizing use of cash allocation.

File 68-76-38.2, Resolution No.

Supervisor Molinari, seconded by Supervisor Tamaras, moved to amend as follows:

Page 1, Line 25

After "industries; and" ADD

"WHEREAS, The Greater San Francisco Chamber of Com-

merce has an ongoing program to stimulate prosperity and duplication of the efforts of the Chamber would be wasteful to the taxpayers' funds; and";

Page 2, Line 12

After "the Office of" ADD "Neighborhood".

Motion to amend adopted by the following vote :

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—9.

No: Supervisor Barbagelata—1.

Absent: Supervisor von Beroldingen—1.

Supervisor Barbagelata, seconded by Supervisor Nelder, moved to continue consideration to December 27, 1976.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Nelder, Pelosi, Tamaras—8.

Noes: Supervisors Mendelsohn, Molinari—2.

Absent: Supervisor von Beroldingen—1.

Adopted

Resolution authorizing Public Library to apply for and accept Federal funds from California State Library for extension and improvement of services for 1977-78.

File 214-76-8, Resolution No. 876-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Resolution authorizing temporary transfer of 1975 and 1976 Community Development Contingency funds totalling \$150,251, to permit one-month extension of Model Cities Agency and contracts with Model Cities operating agencies.

File 391-76-10, Resolution No. 978-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Resolution providing for transfer of \$41,367 from 1975 and 1976 Community Development Program contingencies

to fund two positions in Model Cities Agency beginning May 1, 1977; providing for contracting services for Bayview-Hunters Point Community College.

File 391-76-11, Resolution No. 979-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Resolution adjusting public parking rates and charges at Vallejo Street Public Parking facility.

File 495-76-3, Resolution No. 987-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged in the line of duty.

File 51-76-3, Resolution No. 975-76

(Seven claims in aggregate amount of \$480.59.)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Resolution denying application of various claimants for leave to present late claim against City and County.

File 50-76-56, Resolution No. 974-76

<i>(Name</i>	<i>Amount</i>
Alicia Padilla	\$ 100,000
Garth M. Peel	100,000
Jean Chau Quan	1,000,000
Billie J. Krupp	107,065)

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Passed for Second Reading**Ordinance authorizing settlement of litigation of various plaintiffs against City and County.**

File 45-76-35, Ordinance No.

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 664-878	Joseph Jordan	\$ 500
637-952	Richard Mixon	5,000
USDC C 75 0802 SW	Andre Macedon, Mabel Macedon, Monica Eskridge and James Eskridge	1,000)

Passed for second reading by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Adopted as Amended**Resolution approving study of Municipal Railway maintenance operations; urging Public Utilities Commission to implement recommendations of said study.**

File 461-76-1, Resolution No. 986-76

Supervisor Barbagelata presented an Amendment of the Whole, and seconded by Supervisor Gonzales, moved adoption.

Amendment of the Whole adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Supervisor Feinstein, seconded by Supervisor Nelder, moved to amend as follows:

Line 23

After "study," ADD "with specific and separate attention and recommendations given to the cable car system,".

Motion to amend Amendment of the Whole adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Adopted as amended by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Gonzales,

Kopp, Mendelsohn, Molinari, Nelder, Pelosi, Tamaras—10.

Absent: Supervisor von Beroldingen—1.

Adopted as Amended

((Resolution authorizing Mayor to apply for, accept and expend Title II of Public Works Employment Act of 1976 Federal funds for specified purposes.))

Resolution authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for and receive grant funds under Title II of the Public Works Employment Act of 1976, and to expend the funds for specified purposes. (Supervisor Barbagelata)

File 68-76-45, Resolution No. 963-76

Supervisor Barbagelata presented an Amendment of the Whole, and seconded by Supervisor Feinstein, moved adoption.

Amendment of the Whole adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras—8.

Absent: Supervisors Gonzales, Molinari, von Beroldingen—3.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras—8.

Absent: Supervisors Gonzales, Molinari, von Beroldingen—3.

Adopted

OFF-CALENDAR LEGISLATION

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence—Herman Gallegos, member, Police Commission, December 14-21; Thomas J. Mellon, Chief Administrative Officer, December 24-26, 1976; with permission to leave the State.

File 1-76, Resolution No. 965-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras—8.

Absent: Supervisors Gonzales, Molinari, von Beroldingen—3.

ROLL CALL FOR INTRODUCTION OF MEASURES AND

**COMMUNICATIONS NOT CONSIDERED OR REPORTED
UPON BY COMMITTEE****Adopted**

Resolution urging enactment of legislation requiring State Department of Motor Vehicles not to renew vehicle registration unless and until all past-due fines for moving violations are collected.

Supervisor Nelder presented, and seconded by Supervisor Barbagelata, moved immediate adoption.

File 12-76-98, Resolution No. 966-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras—8.

Absent: Supervisors Gonzales, Molinari, von Beroldingen—3.

Request Granted

Supervisor Nelder requested that letter be directed to Mr. Curtis Green of the Municipal Railway, re complaint of Mr. Lloyd Sparks that 11 Muni buses have been parked across the street from his home for the past six weeks, the buses are being vandalized, doors ripped off, etc., and asking that report be submitted to the Board.

No objection and Clerk directed to comply.

Supervisor Nelder requested that letter be directed to Golden Gate National Recreation Area, transmitting inquiry of Mr. Michael Murphy as to whether the Sea Scout Base may continue to occupy quarters at 3500 Van Ness Avenue.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that letter be directed to Tax Collector, asking that he include all profit-making electronic games owned by Bay Area Rapid Transit District as taxable property under business tax ordinance, in accordance with City Attorney's opinion of December 8, 1976.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that letter be directed to City Attorney, asking that he obtain the Oakland city ordinance on taxation of wages and salaries, and prepare similar legislation, at a one-percent rate for her introduction, and also prepare separate and accompanying legislation which will ensure that double taxation does not occur, and which will lower payroll tax to one percent, while eliminating gross receipts tax entirely.

Supervisor Feinstein requested that letter be directed to Tax Collector, asking that he prepare projection of income, based on a 1% wage and salary tax, with elimination of gross receipts tax entirely, and with elimination of unincorporated businesses from payroll and wage tax to prevent double taxation.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearing be held to consider enactment of legislation authorizing Chief of Police, with the concurrence of the Mayor, to offer a reward to be paid by the City and County for information leading to apprehension and conviction of persons committing any felony offense, where, in the opinion of said official, such reward is reasonably necessary, such reward not to exceed \$100,000.

Supervisor Francois presented:

File 553-76-1

Referred to Fire, Safety and Police Committee.

Adopted

Resolution designating Police Department as issuing authority for permits for possession of explosives.

Supervisor Francois presented:

File 555-76, Resolution No. 990-76

Supervisor Francois, seconded by Supervisor Nelder, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Francois, Kopp, Mendelsohn, Nelder, Pelosi, Tamaras—8.

Absent: Supervisors Gonzales, Molinari, von Beroldingen—3.

Referred to Committee

Ordinance amending Section 16.508 of Administrative Code, pertaining to campaign contributions-limitations; repealing Ordinance No. 341-76.

Supervisor Francois presented:

File 407-76-1, Ordinance No.

Referred to Governmental Services Committee.

Request Granted

Supervisors Gonzales and Francois requested that letter be di-

rected to legal office of Police Department, asking that ordinance be drafted which would make it illegal and a misdemeanor to wilfully and maliciously obstruct a street, sidewalk or public place.

No objection and Clerk directed to comply.

Referred to Committee

Request that hearing be held to consider enactment of tax on wages and salaries similar to that adopted by the City of Oakland.

Supervisors Kopp, Molinari and Feinstein presented:

File 267-76-3

Referred to Finance Committee.

Request that hearing be held to consider continuation of elimination of 50c admission tax on S.F. Giants' baseball tickets beyond January 1, 1977.

Supervisor Kopp presented:

File 202-76-1

Referred to Finance Committee.

Ordinance adding Sections 20.13 and 20.34 to Administrative Code, pertaining to administration of aid and care to the indigent and dependent poor, and adopting standards of such aid and care; repealing Ordinance Nos. 328-76 and 451-76.

Supervisor Kopp presented:

File 446-76-3, Ordinance No.

Referred to Joint Finance-Community Services Committee.

Request Granted

Supervisor Kopp requested that letter be directed to the Sheriff, referring to his policy for release of prisoners, inquiring as to whether policy is still in force, asking if and when it was terminated, and inquiring for which offenses it was terminated.

No objection and Clerk directed to comply.

Supervisor Kopp requested that letter be directed to City Attorney, making reference to Sheriff's policy of releasing prisoners and inquiring as to legality thereof in light of Section 853.6 of the Penal Code.

No objection and Clerk directed to comply.

Supervisor Kopp requested that letter of sympathy be transmitted to Mrs. Frans Munnich, whose husband was killed on August 24, 1976.

No objection and Clerk directed to comply.

Adopted

Motion that the Board award Certificates of Honor to the following:

Arthur Becker (Supervisor Kopp)

Frank Kelly (Supervisor Nelder)

File 6-76

Adopted by the following vote:

Ayes: Supervisors Barbagelata, Feinstein, Kopp, Molinari, Nelder, Tamaras—6.

Absent: Supervisors Francois, Gonzales, Mendelsohn, Pelosi, von Beroldingen—5.

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

Mayor Richard Daley (Supervisors Francois, Kopp, for all members)

Leonie R. DeVost (Supervisor Kopp)

William Klunis (Supervisor Tamaras)

William Milk (Supervisor Kopp)

Louis Petropoulos (Supervisor Tamaras)

Amaris Schaefer (Supervisor Kopp)

Isabel Silva (Supervisor Kopp)

Daniel T. Sullivan (Supervisor Kopp)

File 2-76

Unanimously adopted by a rising vote.

Caucus

President Kopp announced that there would be a caucus immediately following today's Board meeting.

ADJOURNMENT

There being no further business, the Board at the hour of 5:40 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors June 13, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

MONDAY, DECEMBER 27, 1976 — 2:00 P.M.

Journal of Proceedings Board of Supervisors

City and County of San Francisco

Printed by
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JOURNAL OF PROCEEDINGS BOARD OF SUPERVISORS

Monday, December 27, 1976 — 2:00 p.m.

In meeting of the Board of Supervisors, San Francisco, Monday, December 27, 1976, 2:01 p.m.

The Board of Supervisors met in regular session.

CALLING THE ROLL

The roll was called and the following Supervisors were noted present:

Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Quorum present.

President Kopp presiding.

Supervisor Barbagelata excused. (See infra.)

Supervisor Mendelsohn noted present at 2:12 p.m.

Supervisor Pelosi excused. (See infra.)

Supervisor Tamaras excused. (See infra.)

Supervisor Barbagelata Excused from Attendance

The Clerk announced that Supervisor Barbagelata had requested to be excused from attendance for personal reasons.

No objection and permission granted.

Supervisor Pelosi Excused from Attendance

The Clerk announced that Supervisor Pelosi had requested to be excused from attendance for personal reasons.

No objection and permission granted.

Supervisor Tamaras Excused from Attendance

The Clerk announced that Supervisor Tamaras had requested

to be excused from attendance because of illness.

No objection and permission granted.

UNFINISHED BUSINESS

Finally Passed

The following recommendations of Finance Committee, heretofore considered, were taken up:

Ordinance appropriating \$82,000, Public Works, Haight Street Improvement Program; rescinding \$82,000, Art Commission, Neighborhood Arts, Haight Street Theater, contiguous land, reconstruction and improvement.

File 101-76-79, Ordinance No.

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

(Subsequently the above legislation was returned disapproved and vetoed by the Mayor.)

Ordinance appropriating \$3,096,441, Public Works, Market Street reconstruction and improvement.

File 101-76-37, Ordinance No. 2-77

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Ordinance appropriating \$5,815, Sheriff, Special Maintenance Fund, to provide minimum staffing for service on holidays.

File 101-76-80, Ordinance No. 5-77

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Adopted

Resolution authorizing Mayor to accept and expend funds from Economic Development Administration to continue Of-

Office of Economic Development for a fourth year; authorizing use of cash allocation.

File 68-76-38.2, Resolution No. 995-76

(City's local share of \$26,700 from Model Cities Agency funds; amends terms of Resolution No. 733-76.)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Molinari, Nelder, von Beroldingen—6.

No: Supervisor Kopp—1.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Finally Passed

Ordinance authorizing settlement of litigation of various plaintiffs against City and County.

File 45-76-35, Ordinance No. 520-76

<i>(Action No.</i>	<i>Plaintiff</i>	<i>Settlement</i>
SC 664-878	Joseph Jordan	\$ 500
637-952	Richard Mixon	5,000
USDC C 75 0802 SW	Andre Macedon, Mabel Macedon, Monica Eskridge and James Eskridge	1,000)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Finally Passed

The following recommendation of Fire, Safety and Police Committee, heretofore considered, was taken up:

Ordinance amending Part III, Municipal Code, Police Code and Traffic Code, pertaining to establishment and regulation of public taxi stands; permits and license fees therefor; and Airport transportation service. (Supervisor Molinari)

File 365-76-1, Ordinance No. 6-77

(Amends Section 1.11 and 129, Part III, Municipal Code;
Amends Section 1117, adds Section 1117.1, repeals Sections 1078.1 and 1119, Police Code;
Amends Section 39, Traffic Code.)

Finally passed by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Finally Passed

The following recommendation of Health and Environment Committee, heretofore considered, was taken up:

Ordinance amending Police Code to prohibit accumulation of litter on sidewalks; providing penalties for violations. (Supervisor Mendelsohn)

File 519-76-1, Ordinance No. 7-77

(Amends Sections 34 and 37.)

Finally passed by the following vote:

Ayes: Supervisors Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—7.

No: Supervisor Feinstein—1.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

NEW BUSINESS

Adopted

The following recommendations of Finance Committee were taken up:

Resolution denying claim of International Business Machines Corporation for refund of taxes for fiscal year 1973-74, plus interest.

File 87-73-6, Resolution No. 1-77

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Resolution extending time to December 31, 1976 for award of Department of Public Works contract for construction of a new street.

File 61-76-4, Resolution No. 6-77

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

(Supervisor Molinari dissenting in Committee)

Resolution authorizing lease of real property at 739 Bryant Street, for use by Sheriff's Rehabilitation Department.

File 64-76-42, Resolution No. 7-77

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Resolution authorizing extension of lease of real property at 1182 Market Street, for use by Mayor's Criminal Justice Council.

File 64-76-43, Resolution No. 8-77

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Resolution authorizing lease of real property at 3560 Geary Boulevard, for use by Department of Public Works, Rehabilitation Assistance Program.

File 64-76-44, Resolution No. 998-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Resolution authorizing Mayor's Office of Community Development to reallocate and expend unobligated FACE funds from Community Development Program to facilitate handling of remaining FACE Program workload through September 30, 1977.

File 391-76-12, Resolution No. 996-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Consideration Continued

Ordinance appropriating \$1,400, Sheriff, to provide emergency pest control for preservation of health; an emergency measure.

File 101-76-76, Ordinance No.

There being no objection, on motion by Supervisor von Beroldingen, seconded by Supervisor Nelder, consideration was continued to January 3, 1977.

Passed for Second Reading

Ordinance appropriating \$6,071, Fire Department, permanent salaries; rescinding \$6,879, permanent salaries and related mandatory fringe benefits.

File 101-76-81, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Ordinance amending Annual Salary Ordinance, Section 145012, Fire Department, Civilian, reflecting reallocation of one position; companion measure to File 101-76-81.

File 102-76-43, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Molinari, Nelder, von Beroldingen—7.

Absent: Supervisors Barbagelata, Mendelsohn, Pelosi, Tamaras—4.

Consideration Continued

Ordinance appropriating \$23,830, Mayor, temporary salaries and related mandatory fringe benefits; an emergency measure.

File 101-76-86, Ordinance No.

(Funds from Emergency Reserve.)

There being no objection, on motion by Supervisor von Beroldingen, seconded by Supervisor Feinstein, consideration was continued to January 3, 1977.

Passed for Second Reading

Ordinance appropriating \$50,000, Board of Supervisors, audit of Controller's books; rescinding \$50,000, Controller, executive term life insurance.

File 101-76-87, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Adopted

Resolution authorizing Purchaser of Supplies to adjust various departmental inventories to reflect loss of certain personal property in total amount of \$6,540.

File 17-76-2, Resolution No. 2-77

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Request Granted

Supervisor Francois requested that letter be directed to the Mayor, asking that he take steps to instruct the appropriate agencies that all City property should be identified by a permanent type of I.D. marking which cannot be readily removed.

No objection and Clerk directed to comply.

Adopted

Resolution authorizing compromise of claims of various plaintiffs against City and County.

File 48-76-23, Resolution No. 4-77

<i>(Claimant</i>	<i>Settlement</i>
Madonna T. Nolan	\$ 785
State Farm Mutual Auto Insurance Co. and Lowell Washington	1,150)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Resolution denying applications for leave to present late claim against City and County.

File 50-76-55, Resolution No. 5-77

<i>(Name</i>	<i>Settlement</i>
Sybil Freund	\$13,000
Rene Grialou, et al., dba Francisco Civic Center Motel	640)

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Consideration Continued

Resolution waiving statute of limitations with respect to payment of a certain warrant of City and County in amount of \$18.00.

File 23-74-5, Resolution No.

(Warrant No. 12-13-16-164, Recreation and Park Fund, dated July 15, 1969, payable to Bernardine Brandis.)

There being no objection, on motion by Supervisor Molinari, seconded by Supervisor Francois, consideration was continued to January 3, 1977.

Passed for Second Reading

The following recommendation of Legislative and Personnel Committee was taken up:

Ordinance authorizing changes in medical benefits for City-administered plan (Plan I), Health Service System, with no increase in rates.

File 179-76-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Adopted

The following from the Clerk was taken up:

Resolution fixing date of Monday, January 3, 1977, at 2:00 p.m. for hearing appeal from decision of City Planning Commission modifying conditional use of property located at 2343 Fillmore Street by terminating authorization for animal shelter on second floor.

File 93-76-3, Resolution No. 994-76

Supervisor Molinari, seconded by Supervisor Nelder, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

President Pro Tempore

At the request of President Kopp, Supervisor Francois assumed the Chair Pro Tempore.

Adopted

COMMITTEE REPORT

Supervisor Kopp presented the following recommendations of Rules Committee, and seconded by Supervisor Molinari, moved adoption:

Resolution confirming appointment of Richard N. Goldman to Port Commission.

File 92-76-52, Resolution No. 992-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Resolution confirming appointment of George Patton Colbert to Housing Authority.

File 92-76-53, Resolution No. 993-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Thereupon, President Kopp resumed the Chair.

Request Granted

Supervisor Molinari requested that the Clerk make available to all members copy of letter of October 15, 1976 from Senator Nick Petris relative to AB 3154, which removed the requirement that the Mayor's appointees to the Housing Authority be subject to confirmation by the Board of Supervisors.

No objection and Clerk directed to comply.

OFF-CALENDAR LEGISLATION

Adopted

The following recommendation of his Honor, the Mayor, was presented by the Clerk:

Leaves of absence — Joseph P. Byrne, member, Public Utilities Commission, December 27, 1976-January 3, 1977; Loris Di Grazia, vice president, Recreation and Park Commission, December 23, 1976-January 10, 1977; Lydia Larsen, member, Public Utilities Commission, December 23, 1976-January 3, 1977; Thomas C. Scanlon, Treasurer, December 27-31; Ian M. White, Director of Museums, December 19-26, 1976; with permission to leave the State.

File 1-76, Resolution No. 991-76

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE**Referred to Committee**

Request that hearing be held to reconsider application of Viacom Cablevision for rate increase.

Supervisor von Beroldingen presented:

File 32-76-4

Referred to Urban and Consumer Affairs Committee, to be calendared for public hearing on Tuesday, January 4, 1977.

Request Granted

Supervisor von Beroldingen requested that a proposal submitted by Mrs. Vivienne Mardon and Mrs. Alberta Silverand for establishment of a resident, teen-age circus in San Francisco be referred to Art Commission for evaluation.

No objection and Clerk directed to comply.

Referred to Committee

Resolution urging Department of Public Health to reconsider enactment of program under AB 1229, and requesting San Francisco's State legislative delegation to consider amendments to said bill.

Supervisor Feinstein presented:

File 12-76-95, Resolution No.

Referred to Health and Environment Committee.

Request Granted

Supervisor Feinstein requested that City Attorney be asked to prepare for her introduction legislation to provide that sellers of Christmas trees within the City and County must cover such trees with flame retardant.

Supervisor Molinari requested that the City Attorney also explore possibility of placing the same requirement on Christmas trees sold outside of San Francisco but imported into the City.

No objection and Clerk directed to comply.

Supervisor Feinstein requested that, subsequent to similar action by Supervisor Francois, petition be transmitted to Department of Public Works, asking that bus stop be initiated at intersection of Green Street and Van Ness Avenue.

No objection and Clerk directed to comply.

Referred to Committee

Ordinance adding Section 10.177-1 to Administrative Code, to provide for rewards for information leading to identification and apprehension of persons who wilfully cause injury or death to persons, or damage or destruction to property.

Supervisor Francois presented:

File 553-76-2, Ordinance No.

Referred to Finance Committee.

Ordinance authorizing the Mayor to offer rewards for information leading to arrest and conviction of person or persons who caused the death of eight persons between June 10, 1973 and December 12, 1976.

Supervisor Francois presented:

File 553-76-3, Ordinance No.

Referred to Finance Committee.

(Supervisor Francois requested that when the above ordinances are scheduled for Committee hearing the Committee consider amending to authorize the Mayor to receive voluntary contributions to augment the City's contribution.)

Adopted

Resolution endorsing proposal to build Olympic-size swimming pool at San Francisco City College.

Supervisors Kopp and Pelosi presented:

File 557-76, Resolution No. 997-76

Supervisor Kopp, seconded by Supervisor Nelder, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Feinstein, Francois, Gonzales, Kopp, Mendelsohn, Molinari, Nelder, von Beroldingen—8.

Absent: Supervisors Barbagelata, Pelosi, Tamaras—3.

Referred to Committee

Request that hearing be held to consider bill introduced by Allan Roberts, revising bill pertaining to indeterminate sentencing of felons in California.

Supervisor Kopp presented:

File 12-76-100

Referred to State and National Affairs Committee.

(Supervisor Kopp requested that when the above subject is scheduled for public hearing the Clerk notify the Chief of Police and District Attorney, and request their presence at the hearing to offer their views on the bill and on what is encompassed therein.)

Announcements

President Kopp announced that there would be a Caucus on January 3, 1977, to consider City Attorney's report and recommendation relative to Hunters' Point Naval Shipyard lease matters.

President Kopp announced that there would be a Caucus immediately following today's Board meeting.

Acknowledgment

President Kopp noted that this was the last meeting which Mr. Thomas J. Mellon would be attending as Chief Administrative Officer, and expressed the Board's deep gratitude and appreciation to the retiring executive for his conscientious, committed and gracious attention to and cooperation with Board during his tenure in office; and extended the Board's best wishes for his well-being in the years ahead, noting that the Board will miss his special characteristics of courtesy and forthrightness.

Referred to Committee

Ordinance adding Chapter 12C to Administrative Code, pertaining to non-discrimination in property contracts.

Supervisor Molinari presented:

File 462-76-3, Ordinance No.

Referred to Governmental Services Committee.

Resolution setting forth Board policy that endorsement of

any property tax program legislation must include some reference to renters and relief for them.

Supervisor Molinari presented:

File 12-76-99, Resolution No.

Referred to State and National Affairs Committee.

Request Granted

Supervisor Molinari requested, with further reference to payments by the State for homeowners' property tax exemption, that letter be directed to the Governor and State Controller, expressing the Board's gratitude for their efforts in expediting release of such funds on December 31, 1976, and urging them to make a further effort to the end that such funds are available to the City and County in ample time to be deposited on December 31, 1976.

No objection and Clerk directed to comply.

Adopted

Motion that the Board adjourn its meeting this day in respect to the memory of deceased, as follows:

Madeline K. Altshuler (Supervisor Kopp)

Newell B. Case (Supervisor Kopp)

Rudolph J. Drews (Supervisor Pelosi)

Jeannette Joseph Goldstein (Supervisor Kopp)

L. F. Haeberle III (Supervisor Kopp)

Herman Klebanoff (Supervisor Kopp)

Eva I. Tranchina (Supervisor Mendelsohn)

Edison Uno (Supervisor Kopp for all members)

Rudolph Wills (Supervisor Kopp)

File 2-76

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:26 p.m. adjourned.

GILBERT H. BOREMAN, Clerk

Approved by the Board of Supervisors June 13, 1977.

I Gilbert H. Boreman, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board of the date stated and approved as recited.

GILBERT H. BOREMAN
Clerk of the Board of Supervisors.

